

05-FOI-00906-11WH-1001

Craig Melodia /R5/USEPA/US

06/30/2010 04:13 PM

To Peter Felitti, Puja Lakhani

cc TBenson

bcc

Subject Fw: City of Ashland Involuntary Acquisition and Exemption
from Liability

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Peter, Puja:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks in advance for your assistance and please let me know if you are free the morning of the 13th or anytime the 15th to join the call. [REDACTED]

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 06/30/2010 02:50 PM -----

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>, "Foss, Darsi J - DNR" <Darsi.Foss@Wisconsin.gov>, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Date: 06/24/2010 02:44 PM
Subject: FW: City of Ashland Involuntary Acquisition and Exemption from Liability

Craig:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

Craig, on John, Darsi and my end, we are currently free next Monday 6/28 after 3:00, Wed June 30th from 12 to 3, and Friday July 2nd after 2:00. Please consider this, and your, Tom's and Pete's schedule. [REDACTED]

[REDACTED]

Thanks,

DAN GRAFF

-----Original Message-----

From: Graff, Daniel A - DNR
Sent: Tuesday, December 15, 2009 04:16 PM
To: Melodia.Craig@epamail.epa.gov
Cc: Graff, Daniel A - DNR
Subject: RE: City of Ashland Involuntary Acquisition - More

Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

I spoke on this issue with Darsi Foss yesterday. [REDACTED]

[REDACTED]
[REDACTED] See s. 292.11(9)(e)1m., Wis. Stats., which provides:

" . . . A local governmental unit is exempt from subs. (3), (4), and (7)(b) and (c) with respect to discharges of hazardous substances on or originating from property acquired by the local government before, on or after October 29, 1999, if any of the following applies:

. . . .

b. The local governmental unit acquired the property from a local governmental unit that is exempt under this subdivision with respect to this property."

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] My files on the Ashland NSP site are extensive but unfortunately stored off-site, so if you can easily forward to me the 1942 acquisition resolution, that will help us here at WDNR as we work on this issue in snowy Madison.

Thanks, Craig.

DAN

-----Original Message-----

From: Graff, Daniel A - DNR

Sent: Monday, December 14, 2009 12:53 PM

To: Melodia.Craig@epamail.epa.gov

Cc: Graff, Daniel A - DNR

Subject: RE: City of Ashland Involuntary Acquisition - Case Citation

Here it is, Craig. I cut it from the "annotations" following Wisconsin Statutes, this one was after our Spill Law, 292.12, Wis. Stats. [REDACTED]
[REDACTED]

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

This section is applicable in actions by the state to compel remediation of, and to impose penalties for, hazardous waste spills, which although initially caused by actions preceding the 1978 effective date of this section, continue to discharge after that date.

State v. Chrysler Outboard Corp. 219 Wis. 2d 130, 580 N.W.2d 203 (1998), 96-1158.

DAN

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]

Sent: Tuesday, December 08, 2009 11:06 AM

To: Graff, Daniel A - DNR

Cc: Graff, Daniel A - DNR

Subject: Re: City of Ashland Involuntary Acquisition

Dan,

Thanks so much for the additional information and yes, the Dec. 97 letter to the City was the letter I referred to on our call last Friday.

I had promised to send it to you via fax or PDF and apologize for not following-through.

[REDACTED]

We're expecting some snow, but not as much as you are. We should make it work ok, and hope you do too! Careful on the bike!

Talk to you tomorrow.

Craig

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>

To: Craig Melodia/R5/USEPA/US@EPA

Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>

Date: 12/08/2009 10:38 AM

Subject: City of Ashland Involuntary Acquisition

Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege

Craig:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Let's check in briefly on this matter in our call tomorrow, but as we have an ambitious agenda and limited time I think we'll have more work to do outside tomorrow's call.

Finally, we expect a lot of snow here, but at this point we're still planning on tomorrow's call. If you can, please let me know if you or Scott get snowed out!

DAN

-----Original Message-----

From: Graff, Daniel A - DNR

Sent: Monday, November 02, 2009 4:59 PM

To: Melodia.Craig@epamail.epa.gov

Cc: Graff, Daniel A - DNR

Subject: RE: Tax Foreclosure?

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Sorry it took a while, and let me know if there are still questions, Craig.

DAN

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Wednesday, October 14, 2009 11:01 AM
To: Graff, Daniel A - DNR
Subject: Tax Foreclosure?

Hi Dan: Hope all is well. [REDACTED]

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Thanks, and take care.

Craig

(See attached file: RP Letters.pdf)

05-FOI-00906-11WH-1002

Craig Melodia /R5/USEPA/US

07/06/2010 01:30 PM

To Puja Lakhani

cc

bcc

Subject Re: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Puja:

Puja Lakhani

Craig, I just emailed Pete - and he and...

06/30/2010 04:29:00 PM

From: Puja Lakhani/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Peter Felitti/R5/USEPA/US@EPA
Date: 06/30/2010 04:29 PM
Subject: Re: Fw: Ashland F/up letters

Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Puja Lakhani
Attorney - Advisor
Office of Regional Counsel, Region 5
U.S. Environmental Protection Agency
Lakhani.Puja@epa.gov
(312) 353-3190 (Office)
(312) 385-5437 (Fax)

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Craig Melodia

In the email I just sent I mentioned a let...

06/30/2010 04:16:18 PM

From: Craig Melodia/R5/USEPA/US
To: Puja Lakhani/R5/USEPA/US@EPA, Peter Felitti/R5/USEPA/US@EPA
Cc: TBenson@ENRD.USDOJ.GOV
Date: 06/30/2010 04:16 PM
Subject: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

----- Forwarded by Craig Melodia/R5/USEPA/US on 06/30/2010 04:13 PM -----

From: "Foss, Darsi J - DNR" <Darsi.Foss@Wisconsin.gov>
To: Peter Felitti/R5/USEPA/US@EPA, Craig Melodia/R5/USEPA/US@EPA, "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Cc: "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Coda, Jessica E - DNR"

<Jessica.Coda@wisconsin.gov>, "Kolberg, Dan F - DNR" <Dan.Kolberg@Wisconsin.gov>, Joseph
Dufficy/R5/USEPA/US@EPA
Date: 06/30/2010 04:06 PM
Subject: FW: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

" Thank you.

Tax Delinquency Foreclosure and Abandonment

With respect to tax delinquency foreclosure and abandonment, Section 101(20)(D) of CERCLA specifically exempts from the definition of "owner or operator" any unit of state or local government which acquired ownership or control of a facility involuntarily

through tax delinquency or abandonment. Under the Policy, acquisition by the government as the result of tax delinquency or abandonment proceedings are two examples of involuntary acquisitions of property by the government. (See 57 Fed. Reg. at 18385.)

As you have noted, tax foreclosure and other acquisitions of property by government entities often require some affirmative action by the local government. Some of the acquisitions listed in the statute that are specifically identified as "involuntary" nevertheless require some volitional action by the government in order to perfect title to the property. (See 57 Fed. Reg. at 18372.) EPA has therefore concluded that it is not necessary for the government entity to be completely "passive" in order for the acquisition to be considered "involuntary" for purposes of CERCLA. (Id.) EPA has also concluded that the mere existence of governmental discretion with respect to the time or fact of acquisition cannot be deemed dispositive of whether an acquisition is "involuntary" within the meaning of CERCLA. (Id.) EPA consequently considers a municipality's acquisition of property through tax delinquency foreclosure or abandonment -- even if the acquisition requires some sort of discretionary, volitional action by the government -- generally to be "involuntary" for purposes of Sections 101(20)(D) and 101(35)(A) of CERCLA.

Demolition Lien Foreclosure

Demolition lien foreclosure is not mentioned in the statute or addressed under the Policy. To determine whether an acquisition through demolition lien foreclosure (or any other acquisition not addressed by the statute or the Policy) constitutes an involuntary acquisition, one should determine whether the definition of "involuntary acquisition" adopted by the Policy and quoted on page 3 above has been met. This determination requires an examination of materials including state or local law in the relevant jurisdiction as well as relevant case law. We encourage the Regions to attempt to make these determinations as they arise in their enforcement cases, and to seek the assistance of our Offices in site-specific situations as needed.

Darsi Foss, Chief

Brownfields and Outreach Section
Bureau for Remediation and Redevelopment
Wisconsin Department of Natural Resources
101 South Webster Street, Box 7921 (RR/5)
Madison, WI 53707-7921

(*) phone: (608) 267-6713

(*) fax: (608) 267-7646

(*) e-mail: darsi.foss@wisconsin.gov

<http://www.dnr.wi.gov/org/aw/rr>

[attachment "DNRMerrill.pdf" deleted by Craig Melodia/R5/USEPA/US] [attachment "lenderliabilityrule.pdf" deleted by Craig Melodia/R5/USEPA/US] [attachment "immunity-cercla-mem.pdf" deleted by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1003

Craig Melodia /R5/USEPA/US

07/06/2010 01:38 PM

To Peter Felitti

cc

bcc

Subject Re: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Peter Felitti

Fine with me. My two cents is the City...

07/06/2010 01:32:59 PM

From: Peter Felitti/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Puja Lakhani/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV
Date: 07/06/2010 01:32 PM
Subject: Re: Fw: Ashland F/up letters

Fine with me.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Peter

Craig Melodia

Puja: Very interesting and thanks for fo...

07/06/2010 01:25:27 PM

From: Craig Melodia/R5/USEPA/US
To: Puja Lakhani/R5/USEPA/US@EPA
Cc: Peter Felitti/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV
Date: 07/06/2010 01:25 PM
Subject: Re: Fw: Ashland F/up letters

Puja:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Thanks again for your advice on this matter.

Craig

Puja Lakhani

Padma's recusal memo on the Merrill p...

07/01/2010 04:38:30 PM

From: Puja Lakhani/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA, Peter Felitti/R5/USEPA/US@EPA
Date: 07/01/2010 04:38 PM
Subject: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Puja Lakhani
Attorney - Advisor
Office of Regional Counsel, Region 5
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----- Forwarded by Puja Lakhani/R5/USEPA/US on 07/01/2010 04:37 PM -----

From: Padmavati Bending/R5/USEPA/US
To: Puja Lakhani/R5/USEPA/US@EPA
Date: 07/01/2010 04:29 PM
Subject: Re: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[attachment "wdnr recusal memo.pdf" deleted by Peter Felitti/R5/USEPA/US]

Here are some of the attachments.

[attachment "05102007email from DNR" deleted by Peter Felitti/R5/USEPA/US] [attachment "Darsi Foss Sept72007.pdf" deleted by Peter Felitti/R5/USEPA/US] [attachment "May 14 2007 e-mail to Gifford.pdf" deleted by Peter Felitti/R5/USEPA/US]

I can track down my hard copy if you need it. - pgb

Padmavati G. Bending
Associate Regional Counsel
U.S. EPA, Region 5
Office of Regional Counsel (C-14J)
77 West Jackson Blvd.,
Chicago, IL 60604

(312) 353-8917
(312) 582-5154 (fax)

05-FOI-00906-11WH-1004

Derek Threet/DC/USEPA/US

07/12/2010 08:51 AM

To Craig Melodia

cc Gary Steinbauer

bcc

Subject Re: Fw: Burlington Northern Issues in Ashland/Northern States Power

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig,

I've returned from my various journeys. I assume the ROD was issued. [REDACTED]

Thanks.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

Craig Melodia

Thanks Derek. We anticipate issuing t...

05/18/2010 10:54:40 AM

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Cc: Deniz Ergener/DC/USEPA/US@EPA, steinbauer.gary@epa.gov
Date: 05/18/2010 10:54 AM
Subject: Re: Fw: Burlington Northern Issues in Ashland/Northern States Power

Thanks Derek. [REDACTED]

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks,

Craig

-----Derek Threet/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Derek Threet/DC/USEPA/US
Date: 05/18/2010 09:00AM
cc: Deniz Ergener/DC/USEPA/US@EPA
Subject: Fw: Burlington Northern Issues in Ashland/Northern States Power

Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED] please contact Deniz Ergener and CC me. I am leaving town later today, and apart for a few random days in the office, I will not return until June 21st.

Thanks.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

----- Forwarded by Derek Threet/DC/USEPA/US on 05/18/2010 09:58 AM -----

From: Derek Threet/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 05/17/2010 09:47 AM
Subject: Re: Burlington Northern Issues in Ashland/Northern States Power

Craig, Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED] in Ashland and to let you know that I am going to be away from the office (except for a few random days) from May 19th until June 21st.

I will let you know who will be covering for me in my absence later today .

Thanks.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

Craig Melodia---02/24/2010 05:10:40 PM---The RD/RA plan I attached is the model without site info.
Here's the one with info for Ashland Site

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 02/24/2010 05:10 PM
Subject: Fw: Burlington Northern Issues in Ashland/Northern States Power

The RD/RA plan I attached is the model without site info. Here's the one with info for Ashland Site ...

[attachment "Region 5 negotiation Plan template 2 (revised).doc" deleted by Derek Threet/DC/USEPA/US]

----- Forwarded by Craig Melodia/R5/USEPA/US on 02/24/2010 04:01 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 02/24/2010 03:55 PM
Subject: Re: Burlington Northern Issues in Ashland/Northern States Power

Derek Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

After you've had a chance to review these we can schedule a call.

Thanks,

Craig Melodia
USEPA Region 5
(312) 353-8870

[attachment "Ashland Negs plan for RDRA.doc" deleted by Craig Melodia/R5/USEPA/US] [attachment "ashland-briefing-December09.doc" deleted by Craig Melodia/R5/USEPA/US] [attachment "Proposed Plan-6-11-09.pdf" deleted by Craig Melodia/R5/USEPA/US] [attachment "11-20-09 ltr to Melodia (B2088305).pdf" deleted by Craig Melodia/R5/USEPA/US] [attachment "Crass-Ltr-12-08.pdf" deleted by Craig Melodia/R5/USEPA/US]

Derek Threet---02/24/2010 10:42:27 AM---Craig, I just joined the Burlington Northern team at HQ and will be taking over the Ashland/Northern

From: Derek Threet/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 02/24/2010 10:42 AM
Subject: Burlington Northern Issues in Ashland/Northern States Power

Craig, Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Also, please let me know any upcoming deadlines and the timetables you are looking at.

Thanks for your assistance.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

05-FOI-00906-11WH-1005

Craig Melodia /R5/USEPA/US

07/12/2010 10:12 AM

To Puja Lakhani, TBenson, Peter Felitti

CC

bcc

Subject Fw: Ashland Municipal CERCLA Liability Call In Information

Dan Graff, the DNR attorney, asked me to share this with you for our call tomorrow. I've reserved the conference room on 13 for R5 folks. There's also a call-in #. Thanks

----- Forwarded by Craig Melodia/R5/USEPA/US on 07/12/2010 10:05 AM -----

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>

To: Craig Melodia/R5/USEPA/US@EPA

Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>

Date: 07/09/2010 12:59 PM

Subject: Ashland Municipal CERCLA Liability Call In Information

Craig:

John Robinson has kindly arranged for a call-in number for next Tuesday's discussion. The call-in details are in John's email below.

Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege

Craig, I request you share this with Tom Benson and any one else who needs to consider it for our Tuesday 9am call. [REDACTED]

[REDACTED] John Robinson also suggested you consider asking Scott Hanson as the Ashland project manager to attend, as John believes Scott will be free for a call after ours later on Tuesday morning. From the WDNR's side, I will be calling in, along with John, Jamie Dunn for the factual/historical perspective, Dan Kolberg and if possible Darsi Foss.

Have a good weekend. I'm out this afternoon, but in Monday morning if we need to touch bases [and regrettably out Monday afternoon].

Best,

DAN GRAFF

From: Robinson, John H - DNR
Sent: Wednesday, July 07, 2010 01:45 PM
To: Graff, Daniel A - DNR
Cc: Foss, Darsi J - DNR; Dunn, James R - DNR; Kolberg, Dan F - DNR
Subject: Ashland GLCL Issues Call on 7/13

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

I have set up a conference call for our discussions with EPA and US DOJ [REDACTED] for the Ashland Superfund Site for Tuesday July 13th at 9 a.m. Thy call in information is:

Toll-free Number: 800-462-1257
Local Number: 608-237-5850
Passcode: 1671887

Please let me know if you have any questions.

John Robinson

Northern Region Team Supervisor
Bureau of Remediation & Redevelopment
Wisconsin Department of Natural Resources
(715) 365-8976

----- Message from "Foss, Darsi J - DNR" <Darsi.Foss@Wisconsin.gov> on Wed, 30 Jun 2010 16:06:12 -0500 -----

To: "Felitti.Peter@epamail.epa.gov" <Felitti.Peter@epamail.epa.gov>, "Melodia.Craig@epamail.epa.gov" <Melodia.Craig@epamail.epa.gov>, "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
"Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Coda, Jessica E - DNR"
cc: <Jessica.Coda@wisconsin.gov>, "Kolberg, Dan F - DNR" <Dan.Kolberg@Wisconsin.gov>, "Dufficy, Joseph" <dufficy.joseph@epamail.epa.gov>
Subject: FW: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thank you for being willing to discuss this, again. [REDACTED]

Thank you.

Tax Delinquency Foreclosure and Abandonment

With respect to tax delinquency foreclosure and abandonment, Section 101(20)(D) of CERCLA specifically exempts from the definition of "owner or operator" any unit of state or local government which acquired ownership or control of a facility involuntarily

4

through tax delinquency or abandonment. Under the Policy, acquisition by the government as the result of tax delinquency or abandonment proceedings are two examples of involuntary acquisitions of property by the government. (See 57 Fed. Reg. at 18385.)

As you have noted, tax foreclosure and other acquisitions of property by government entities often require some affirmative action by the local government. Some of the acquisitions listed in the statute that are specifically identified as "involuntary" nevertheless require some volitional action by the government in order to perfect title to the property. (See 57 Fed. Reg. at 18372.) EPA has therefore concluded that it is not necessary for the government entity to be completely "passive" in order for the acquisition to be considered "involuntary" for purposes of CERCLA. (Id.) EPA has also concluded that the mere existence of governmental discretion with respect to the time or fact of acquisition cannot be deemed dispositive of whether an acquisition is "involuntary" within the meaning of CERCLA. (Id.) EPA consequently considers a municipality's acquisition of property through tax delinquency foreclosure or abandonment -- even if the acquisition requires some sort of discretionary, volitional action by the government -- generally to be "involuntary" for purposes of Sections 101(20)(D) and 101(35)(A) of CERCLA.

Demolition Lien Foreclosure

Demolition lien foreclosure is not mentioned in the statute or addressed under the Policy. To determine whether an acquisition through demolition lien foreclosure (or any other acquisition not addressed by the statute or the Policy) constitutes an involuntary acquisition, one should determine whether the definition of "involuntary acquisition" adopted by the Policy and quoted on page 3 above has been met. This determination requires an examination of materials including state or local law in the relevant jurisdiction as well as relevant case law. We encourage the Regions to attempt to make these determinations as they arise in their enforcement cases, and to seek the assistance of our Offices in site-specific situations as needed.

Darsi Foss, Chief

Brownfields and Outreach Section

Bureau for Remediation and Redevelopment

Wisconsin Department of Natural Resources

101 South Webster Street, Box 7921 (RR/5)
Madison, WI 53707-7921

(*) phone: (608) 267-6713

(*) fax: (608) 267-7646

(*) e-mail: darsi.foss@wisconsin.gov

<http://www.dnr.wi.gov/org/aw/rr>



DNRMerrill.pdf



lenderliabilityrule.pdf



immunity-cercla-mem.pdf



Evansville greenway v southern indiana gas -Opinion.pdf

05-FOI-00906-11WH-1006

Craig Melodia /R5/USEPA/US

07/12/2010 11:14 AM

To Larry Kyte

cc Deborah Garber

bcc

Subject Fw: Ashland Municipal CERCLA Liability Call In Information

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Larry:

[REDACTED]

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 07/12/2010 10:53 AM -----

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 07/09/2010 12:59 PM
Subject: Ashland Municipal CERCLA Liability Call In Information

Craig: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

John Robinson has kindly arranged for a call-in number for next Tuesday's discussion. The call-in details are in John's email below.

[REDACTED]

[REDACTED]

Have a good weekend. I'm out this afternoon, but in Monday morning if we need to touch bases [and regrettably out Monday afternoon].

Best,

DAN GRAFF

From: Robinson, John H - DNR
Sent: Wednesday, July 07, 2010 01:45 PM
To: Graff, Daniel A - DNR
Cc: Foss, Darsi J - DNR; Dunn, James R - DNR; Kolberg, Dan F - DNR
Subject: Ashland GLCL Issues Call on 7/13

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

I have set up a conference call for our discussions with EPA and US DOJ [REDACTED]
[REDACTED] for the Ashland Superfund Site for Tuesday July 13th at 9 a.m. Thy call
in information is:

Toll-free Number: 800-462-1257
Local Number: 608-237-5850
Passcode: 1671887

Please let me know if you have any questions.

John Robinson
Northern Region Team Supervisor

Bureau of Remediation & Redevelopment
Wisconsin Department of Natural Resources
(715) 365-8976

----- Message from "Foss, Darsi J - DNR" <Darsi.Foss@Wisconsin.gov> on Wed, 30 Jun 2010 16:06:12
-0500 -----

To: "Felitti.Peter@epamail.epa.gov" <Felitti.Peter@epamail.epa.gov>, "Melodia.Craig@epamail.epa.gov" <Melodia.Craig@epamail.epa.gov>, "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
"Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Coda, Jessica E - DNR"
cc: <Jessica.Coda@wisconsin.gov>, "Kolberg, Dan F - DNR" <Dan.Kolberg@Wisconsin.gov>, "Dufficy, Joseph" <dufficy.joseph@epamail.epa.gov>

Subject
: FW: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thank you for being willing to discuss this, again. [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Thank you.

Tax Delinquency Foreclosure and Abandonment

With respect to tax delinquency foreclosure and abandonment, Section 101(20)(D) of CERCLA specifically exempts from the definition of "owner or operator" any unit of state or local government which acquired ownership or control of a facility involuntarily

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through tax delinquency or abandonment. Under the Policy, acquisition by the government as the result of tax delinquency or abandonment proceedings are two examples of involuntary acquisitions of property by the government. (See 57 Fed. Reg. at 18385.)

As you have noted, tax foreclosure and other acquisitions of property by government entities often require some affirmative action by the local government. Some of the acquisitions listed in the statute that are specifically identified as "involuntary" nevertheless require some volitional action by the government in order to perfect title to the property. (See 57 Fed. Reg. at 18372.) EPA has therefore concluded that it is not necessary for the government entity to be completely "passive" in order for the acquisition to be considered "involuntary" for purposes of CERCLA. (Id.) EPA has also concluded that the mere existence of governmental discretion with respect to the time or fact of acquisition cannot be deemed dispositive of whether an acquisition is "involuntary" within the meaning of CERCLA. (Id.) EPA consequently considers a municipality's acquisition of property through tax delinquency foreclosure or abandonment -- even if the acquisition requires some sort of discretionary, volitional action by the government -- generally to be "involuntary" for purposes of Sections 101(20)(D) and 101(35)(A) of CERCLA.

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DNRMerrill.pdf



lenderliabilityrule.pdf



immunity-cercla-mem.pdf



Evansville greenway v southern indiana gas -Opinion.pdf

05-FOI-00906-11WH-1007

Larry Kyte/R5/USEPA/US

07/12/2010 12:26 PM

To Helena Healy

cc Peter Felitti, Craig Melodia, Susan Boushell, Matthew Sander, Greg Sullivan

bcc

Subject Fw: Ashland Municipal CERCLA Liability Call In Information

Hello Helena,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

Hope to hear from you guys soon.

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Larry Kyte
Associate Branch Chief-
Superfund
Phone: (312) 886-4245
Fax: (312) 692-2431

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To: Larry Kyte/R5/USEPA/US@EPA
Cc: Deborah Garber/R5/USEPA/US@EPA
Date: 07/12/2010 11:14 AM
Subject: Fw: Ashland Municipal CERCLA Liability Call In Information

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[REDACTED]

[REDACTED]

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Craig

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05-FOI-00906-11WH-1008

Larry Kyte/R5/USEPA/US

07/12/2010 12:37 PM

To Robert Peachey

cc Peter Felitti

bcc

Subject Fw: Ashland Municipal CERCLA Liability Call In Information

FYI.

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Date: 07/12/2010 12:26 PM
Subject: Fw: Ashland Municipal CERCLA Liability Call In Information

Hello Helena,

Exemption 5 - Attorney Client Privilege
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[REDACTED]

[REDACTED]

[REDACTED]

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Cc: Deborah Garber/R5/USEPA/US@EPA
Date: 07/12/2010 11:14 AM
Subject: Fw: Ashland Municipal CERCLA Liability Call In Information

Hi Larry:

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Exemption 5 - Deliberative Process Privilege



Thanks,

Craig

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Subject: FW: Ashland F/up letters

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05-FOI-00906-11WH-1009

Larry Kyte/R5/USEPA/US

07/12/2010 12:57 PM

To Craig Melodia

cc Deborah Garber, Peter Felitti, Robert Peachey

bcc

Subject Re: Fw: Ashland Municipal CERCLA Liability Call In
Information

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig,

[REDACTED]

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Fax: (312) 692-2431

05-FOI-00906-11WH-1010

Craig Melodia /R5/USEPA/US

07/12/2010 01:22 PM

To Larry Kyte

cc

bcc

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Subject Re: Fw: Ashland Municipal CERCLA Liability Call In Information

Larry:

[REDACTED]

Craig

Larry Kyte

Craig, I just wanted to add a couple of c...

07/12/2010 12:57:21 PM

From: Larry Kyte/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Deborah Garber/R5/USEPA/US@EPA, Peter Felitti/R5/USEPA/US@EPA, Robert Peachey/R5/USEPA/US@EPA
Date: 07/12/2010 12:57 PM
Subject: Re: Fw: Ashland Municipal CERCLA Liability Call In Information

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Exemption 5 - Attorney Client Privilege
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[REDACTED]

[REDACTED]

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Fax: (312) 692-2431

05-FOI-00906-11WH-1011

Helena Healy /DC/USEPA/US

07/12/2010 01:34 PM

To Larry Kyte

cc Craig Melodia, Greg Sullivan, Matthew Sander, Peter Felitti,
Susan Boushell, Cecilia DeRobertis

bcc

Subject Re: Fw: Ashland Municipal CERCLA Liability Call In
Information

Exemption 5 - Attorney Client Privilege
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Larry and Craig -

Helena

Helena A. Healy, Chief
Policy and Guidance Branch
Office of Site Remediation Enforcement, US EPA 2273A
Rm. 5226 1200 Pennsylvania Ave., NW,
Washington, DC 20460
phone: 202-564-5124 fax: 202-564-0091

Larry Kyte

Hello Helena, Me again. Below is an e...

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From: Larry Kyte/R5/USEPA/US
To: Helena Healy/DC/USEPA/US@EPA
Cc: Peter Felitti/R5/USEPA/US@EPA, Craig Melodia/R5/USEPA/US, Susan Boushell, Matthew
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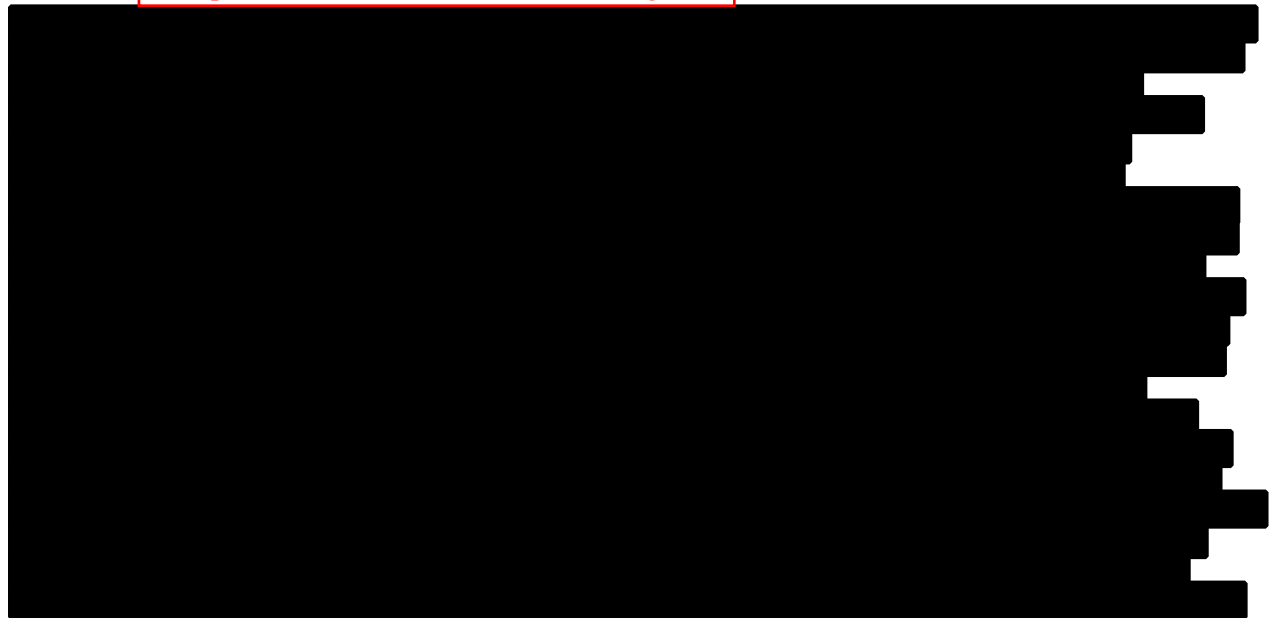
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Subject
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[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
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(*) e-mail: darsi.foss@wisconsin.gov

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[attachment "DNRMerrill.pdf" deleted by Larry Kyte/R5/USEPA/US] [attachment "lenderliabilityrule.pdf" deleted by Larry Kyte/R5/USEPA/US] [attachment "immunity-cercla-mem.pdf" deleted by Larry Kyte/R5/USEPA/US] [attachment "Evansville greenway v southern indiana gas -Opinion.pdf" deleted by Larry Kyte/R5/USEPA/US]

05-FOI-00906-11WH-1012

Craig Melodia /R5/USEPA/US

07/12/2010 02:26 PM

To "Graff, Daniel A - DNR"

cc

bcc

Subject Re: Ashland Municipal CERCLA Liability Call In Information

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Dan:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks again for your assistance as we work through these issues .

Craig

"Graff, Daniel A - DNR"

Craig: John Robinson has kind...

07/09/2010 12:59:25 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 07/09/2010 12:59 PM
Subject: Ashland Municipal CERCLA Liability Call In Information

Craig:

John Robinson has kindly arranged for a call-in number for next Tuesday's discussion. The call-in details are in John's email below.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Here's a short framing of issues as I see it.

[REDACTED]

[REDACTED]

Have a good weekend. I'm out this afternoon, but in Monday morning if we need to touch bases [and regrettably out Monday afternoon].

Best,

DAN GRAFF

From: Robinson, John H - DNR
Sent: Wednesday, July 07, 2010 01:45 PM
To: Graff, Daniel A - DNR
Cc: Foss, Darsi J - DNR; Dunn, James R - DNR; Kolberg, Dan F - DNR
Subject: Ashland GLCL Issues Call on 7/13

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

I have set up a conference call for our discussions with EPA and US DOJ [REDACTED]
[REDACTED] for the Ashland Superfund Site for Tuesday July 13th at 9 a.m. Thy call
in information is:

Toll-free Number: 800-462-1257
Local Number: 608-237-5850
Passcode: 1671887

Please let me know if you have any questions.

John Robinson
Northern Region Team Supervisor

Bureau of Remediation & Redevelopment
Wisconsin Department of Natural Resources
(715) 365-8976

----- Message from "Foss, Darsi J - DNR" <Darsi.Foss@Wisconsin.gov> on Wed, 30 Jun 2010 16:06:12
-0500 -----

To: "Felitti.Peter@epamail.epa.gov" <Felitti.Peter@epamail.epa.gov>, "Melodia.Craig@epamail.epa.gov" <Melodia.Craig@epamail.epa.gov>, "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
"Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Coda, Jessica E - DNR"
cc: <Jessica.Coda@wisconsin.gov>, "Kolberg, Dan F - DNR" <Dan.Kolberg@Wisconsin.gov>, "Dufficy, Joseph" <dufficy.joseph@epamail.epa.gov>

Subject : FW: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thank you for being willing to discuss this, again. [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] Thank you.

Tax Delinquency Foreclosure and Abandonment

With respect to tax delinquency foreclosure and abandonment, Section 101(20)(D) of CERCLA specifically exempts from the definition of "owner or operator" any unit of state or local government which acquired ownership or control of a facility involuntarily

4

through tax delinquency or abandonment. Under the Policy, acquisition by the government as the result of tax delinquency or abandonment proceedings are two examples of involuntary acquisitions of property by the government. (See 57 Fed. Reg. at 18385.)

As you have noted, tax foreclosure and other acquisitions of property by government entities often require some affirmative action by the local government. Some of the acquisitions listed in the statute that are specifically identified as "involuntary" nevertheless require some volitional action by the government in order to perfect title to the property. (See 57 Fed. Reg. at 18372.) EPA has therefore concluded that it is not necessary for the government entity to be completely "passive" in order for the acquisition to be considered "involuntary" for purposes of CERCLA. (Id.) EPA has also concluded that the mere existence of governmental discretion with respect to the time or fact of acquisition cannot be deemed dispositive of whether an acquisition is "involuntary" within the meaning of CERCLA. (Id.) EPA consequently considers a municipality's acquisition of property through tax delinquency foreclosure or abandonment -- even if the acquisition requires some sort of discretionary, volitional action by the government -- generally to be "involuntary" for purposes of Sections 101(20)(D) and 101(35)(A) of CERCLA.

Demolition Lien Foreclosure

Demolition lien foreclosure is not mentioned in the statute or addressed under the Policy. To determine whether an acquisition through demolition lien foreclosure (or any other acquisition not addressed by the statute or the Policy) constitutes an involuntary acquisition, one should determine whether the definition of "involuntary acquisition" adopted by the Policy and quoted on page 3 above has been met. This determination requires an examination of materials including state or local law in the relevant jurisdiction as well as relevant case law. We encourage the Regions to attempt to make these determinations as they arise in their enforcement cases, and to seek the assistance of our Offices in site-specific situations as needed.

Darsi Foss, Chief

Brownfields and Outreach Section

Bureau for Remediation and Redevelopment

Wisconsin Department of Natural Resources

101 South Webster Street, Box 7921 (RR/5)

Madison, WI 53707-7921

(*) phone: (608) 267-6713

(*) fax: (608) 267-7646

(*) e-mail: darsi.foss@wisconsin.gov

<http://www.dnr.wi.gov/org/aw/rr>

[attachment "DNRMerrill.pdf" deleted by Craig Melodia/R5/USEPA/US] [attachment "lenderliabilityrule.pdf" deleted by Craig Melodia/R5/USEPA/US] [attachment "immunity-cercla-mem.pdf" deleted by Craig Melodia/R5/USEPA/US] [attachment "Evansville greenway v southern indiana gas -Opinion.pdf" deleted by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1013

Craig Melodia /R5/USEPA/US

07/13/2010 08:18 AM

To Peter Felitti

cc Puja Lakhani, TBenson

bcc

Subject Re: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Peter:

Thanks

Peter Felitti

Don't know that you need us on the cal...

07/12/2010 04:39:07 PM

From: Peter Felitti/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: TBenson@ENRD.USDOJ.GOV, Puja Lakhani/R5/USEPA/US@EPA
Date: 07/12/2010 04:39 PM
Subject: Re: Fw: Ashland F/up letters

Don't know that you need us on the call then.

-----Craig Melodia/R5/USEPA/US wrote: -----

To: TBenson@ENRD.USDOJ.GOV, Peter Felitti/R5/USEPA/US@EPA, Puja Lakhani/R5/USEPA/US@EPA
From: Craig Melodia/R5/USEPA/US
Date: 07/12/2010 03:04PM
Subject: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

----- Forwarded by Craig Melodia/R5/USEPA/US on 07/12/2010 02:45 PM -----

From: Puja Lakhani/R5/USEPA/US
To: Peter Felitti/R5/USEPA/US@EPA
Cc: Craig Melodia/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV
Date: 07/07/2010 09:43 AM
Subject: Re: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Puja Lakhani
Attorney - Advisor
Office of Regional Counsel, Region 5
U.S. Environmental Protection Agency

Lakhani.Puja@epa.gov
(312) 353-3190 (Office)
(312) 385-5437 (Fax)

CONFIDENTIALITY NOTE:

This email message is intended only for the personal use of the recipient(s) named above. This message is or may be an attorney client communication and as such privileged and confidential. If you are not the intended recipient(s) you may not review, copy or distribute this message. If you have received this message in error please notify the sender via return email and delete all copies of this message.

Peter Felitti---07/06/2010 01:32:59 PM---Fine with me. My two cents is the City meets the involuntary requirement.

From: Peter Felitti/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Puja Lakhani/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV
Date: 07/06/2010 01:32 PM
Subject: Re: Fw: Ashland F/up letters

Fine with me. Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Peter

Craig Melodia---07/06/2010 01:25:27 PM---Puja: Very interesting and thanks for forwarding Padma's recusal memo. Now I understand why Darsi

From: Craig Melodia/R5/USEPA/US
To: Puja Lakhani/R5/USEPA/US@EPA
Cc: Peter Felitti/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV
Date: 07/06/2010 01:25 PM
Subject: Re: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Puja: [REDACTED]

[REDACTED]

[REDACTED]

Thanks again for your advice on this matter.

Craig

Puja Lakhani---07/01/2010 04:38:30 PM---Padma's recusal memo on the Merrill project - please see below. Puja Lakhani Attorney - Advisor

From: Puja Lakhani/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA, Peter Felitti/R5/USEPA/US@EPA
Date: 07/01/2010 04:38 PM
Subject: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED] - please see below.

Puja Lakhani
Attorney - Advisor
Office of Regional Counsel, Region 5
U.S. Environmental Protection Agency
Lakhani.Puja@epa.gov
(312) 353-3190 (Office)
(312) 385-5437 (Fax)

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----- Forwarded by Puja Lakhani/R5/USEPA/US on 07/01/2010 04:37 PM -----

From: Padmavati Bending/R5/USEPA/US
To: Puja Lakhani/R5/USEPA/US@EPA
Date: 07/01/2010 04:29 PM
Subject: Re: Fw: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED] pgb

[attachment "wdnr recusal memo.pdf" deleted by Peter Felitti/R5/USEPA/US]

Here are some of the attachments.

[attachment "05102007email from DNR" deleted by Peter Felitti/R5/USEPA/US] [attachment "Darsi Foss Sept72007.pdf" deleted by Peter Felitti/R5/USEPA/US] [attachment "May 14 2007 e-mail to Gifford.pdf" deleted by Peter Felitti/R5/USEPA/US]

I can track down my hard copy if you need it. - pgb

Padmavati G. Bending
Associate Regional Counsel
U.S. EPA, Region 5
Office of Regional Counsel (C-14J)
77 West Jackson Blvd.,
Chicago, IL 60604

(312) 353-8917
(312) 582-5154 (fax)

05-FOI-00906-11WH-1014

Craig Melodia /R5/USEPA/US

07/13/2010 08:24 AM

To "Graff, Daniel A - DNR"

CC

bcc

Subject Re: Ashland Municipal CERCLA Liability Call In Information

Dan: Thought I'd forward the outside parties for EPA who are joining the call with their numbers . Hopefully you have enough lines. If not we can try patching them in through our phones. Here are the outside participants:

Ceci De Robertis (Office of Enforcement and Compliance Assistance) (202) 564-5132

Jen Lewis, OGC (202) 360-7284

Tom Benson, DOJ (202) 514-5261

"Graff, Daniel A - DNR"

Craig: John Robinson has kind...

07/09/2010 12:59:25 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>

To: Craig Melodia/R5/USEPA/US@EPA

Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>

Date: 07/09/2010 12:59 PM

Subject: Ashland Municipal CERCLA Liability Call In Information

Craig:

John Robinson has kindly arranged for a call-in number for next Tuesday's discussion. The call-in details are in John's email below.

Here's a short framing of issues as I see it.

Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege

[REDACTED]

Have a good weekend. I'm out this afternoon, but in Monday morning if we need to touch bases [and regrettably out Monday afternoon].

Best,

DAN GRAFF

From: Robinson, John H - DNR
Sent: Wednesday, July 07, 2010 01:45 PM
To: Graff, Daniel A - DNR
Cc: Foss, Darsi J - DNR; Dunn, James R - DNR; Kolberg, Dan F - DNR
Subject: Ashland GLCL Issues Call on 7/13

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

I have set up a conference call for our discussions with EPA and US DOJ [REDACTED] for the Ashland Superfund Site for Tuesday July 13th at 9 a.m. Thy call in information is:

Toll-free Number: 800-462-1257
Local Number: 608-237-5850
Passcode: 1671887

Please let me know if you have any questions.

John Robinson

Northern Region Team Supervisor
Bureau of Remediation & Redevelopment
Wisconsin Department of Natural Resources
(715) 365-8976

----- Message from "Foss, Darsi J - DNR" <Darsi.Foss@Wisconsin.gov> on Wed, 30 Jun 2010 16:06:12 -0500 -----

To: "Felitti.Peter@epamail.epa.gov" <Felitti.Peter@epamail.epa.gov>, "Melodia.Craig@epamail.epa.gov" <Melodia.Craig@epamail.epa.gov>, "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
"Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Coda, Jessica E - DNR"
cc: <Jessica.Coda@wisconsin.gov>, "Kolberg, Dan F - DNR" <Dan.Kolberg@Wisconsin.gov>, "Dufficy, Joseph" <dufficy.joseph@epamail.epa.gov>
Subject FW: Ashland F/up letters

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thank you for being willing to discuss this, again. [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
Thank you.

Tax Delinquency Foreclosure and Abandonment

With respect to tax delinquency foreclosure and abandonment, Section 101(20)(D) of CERCLA specifically exempts from the definition of "owner or operator" any unit of state or local government which acquired ownership or control of a facility involuntarily

4

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Darsi Foss, Chief

Brownfields and Outreach Section
Bureau for Remediation and Redevelopment
Wisconsin Department of Natural Resources
101 South Webster Street, Box 7921 (RR/5)
Madison, WI 53707-7921
(*) phone: (608) 267-6713
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deleted by Craig Melodia/R5/USEPA/US] [attachment "Evansville greenway v southern indiana gas
-Opinion.pdf" deleted by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1015

Craig Melodia /R5/USEPA/US

07/13/2010 08:29 AM

To "Graff, Daniel A - DNR"

cc

bcc

Subject RE: Ashland Municipal CERCLA Liability Call In Information

Great - and sorry, I forgot there's a call-in # so you don't need their #s. Talk to you soon.

"Graff, Daniel A - DNR"

Thanks, Craig. There are at le...

07/13/2010 08:26:23 AM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 07/13/2010 08:26 AM
Subject: RE: Ashland Municipal CERCLA Liability Call In Information

Thanks, Craig. There are at least 8 open slots and I think more like 10, and WDNR will be using three of them, so I think call-in will work fine.

DAN

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Tuesday, July 13, 2010 08:24 AM
To: Graff, Daniel A - DNR
Subject: Re: Ashland Municipal CERCLA Liability Call In Information

Dan: Thought I'd forward the outside parties for EPA who are joining the call with their numbers. Hopefully you have enough lines. If not we can try patching them in through our phones. Here are the outside participants:

Ceci De Robertis (Office of Enforcement and Compliance Assistance) (202) 564-5132
Jen Lewis, OGC (202) 360-7284
Tom Benson, DOJ (202) 514-5261

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 07/09/2010 12:59 PM
Subject: Ashland Municipal CERCLA Liability Call In Information

Craig:

John Robinson has kindly arranged for a call-in number for next Tuesday's discussion. The call-in details are in John's email below.

Here's a short framing of issues as I see it.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Have a good weekend. I'm out this afternoon, but in Monday morning if we need to touch bases [and regrettably out Monday afternoon].

Best,

DAN GRAFF

From: Robinson, John H - DNR
Sent: Wednesday, July 07, 2010 01:45 PM
To: Graff, Daniel A - DNR
Cc: Foss, Darsi J - DNR; Dunn, James R - DNR; Kolberg, Dan F - DNR
Subject: Ashland GLCL Issues Call on 7/13

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

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Local Number: 608-237-5850
Passcode: 1671887

Please let me know if you have any questions.

John Robinson
Northern Region Team Supervisor
Bureau of Remediation & Redevelopment
Wisconsin Department of Natural Resources
(715) 365-8976

----- Message from "Foss, Darsi J - DNR" <Darsi.Foss@Wisconsin.gov> on Wed, 30 Jun 2010 16:06:12 -0500 -----

To: "Felitti.Peter@epamail.epa.gov" <Felitti.Peter@epamail.epa.gov>,
"Melodia.Craig@epamail.epa.gov" <Melodia.Craig@epamail.epa.gov>,
"Graff, Daniel A -
DNR" <Daniel.Graff@Wisconsin.gov>

cc: "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Coda,
Jessica E - DNR"
<Jessica.Coda@wisconsin.gov>, "Kolberg, Dan F - DNR"
<Dan.Kolberg@Wisconsin.gov>,
"Dufficy, Joseph" <dufficy.joseph@epamail.epa.gov>

Subject: FW: Ashland F/up letters

Thank you for being willing to discuss this, again. [REDACTED]

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] Thank you.

(Embedded image moved to file: pic29384.jpg)

(Embedded image moved to file: pic12920.jpg)

Darsi Foss, Chief
Brownfields and Outreach Section
Bureau for Remediation and Redevelopment Wisconsin Department of Natural
Resources
101 South Webster Street, Box 7921 (RR/5) Madison, WI 53707-7921
(*) phone: (608) 267-6713
(*) fax: (608) 267-7646
(*) e-mail: darsi.foss@wisconsin.gov
<http://www.dnr.wi.gov/org/aw/rr>

[attachment "DNRMerrill.pdf" deleted by Craig Melodia/R5/USEPA/US]
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[attachment "Evansville greenway v southern indiana gas -Opinion.pdf" deleted
by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1016

Craig Melodia /R5/USEPA/US

07/20/2010 11:19 AM

To Deborah Garber

cc

bcc

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Subject Re: review of status of CERCLA settlement documents in CERCLIS

Deb:

[REDACTED]

Deborah Garber I've been given the lists of settlement...

07/15/2010 04:57:14 PM

From: Deborah Garber/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA, Gaylene Vasaturo/R5/USEPA/US@EPA, Jerome Kujawa/R5/USEPA/US@EPA, Karen Peaceman/R5/USEPA/US@EPA, Nidhi Omeara/R5/USEPA/US@EPA, Randa Bishlawi/R5/USEPA/US@EPA, Sherry Estes/R5/USEPA/US@EPA, Thomas Krueger/R5/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Kasey Barton/R5/USEPA/US@EPA
Date: 07/15/2010 04:57 PM
Subject: review of status of CERCLA settlement documents in CERCLIS

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

05-FOI-00906-11WH-1017

Craig Melodia /R5/USEPA/US

07/29/2010 03:28 PM

To Deborah Garber, Gary Steinbauer

cc TBenson

bcc

Subject Ashland: Final Draft ROD and RS

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Deb. Gary:

[REDACTED]

Thanks,

Craig



Ashland-draftfinalROD#4-withedits&cmts-July262010.doc



Ashland-ResponsivenessSummary-AppendixA-CM-Comments-7-29-10.doc

05-FOI-00906-11WH-1018

Craig Melodia /R5/USEPA/US

08/05/2010 11:44 AM

To Michael Ng

cc

bcc

Subject Re: Short writeup on CERCLA s101(20)(D) caselaw

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Michael:

[REDACTED]

Craig M.

Michael Ng

Hi Craig, Below is my short writeup on...

07/22/2010 09:46:51 AM

From: Michael Ng/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Deborah Garber/R5/USEPA/US@EPA
Date: 07/22/2010 09:46 AM
Subject: Short writeup on CERCLA s101(20)(D) caselaw

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Thanks,
Michael

[REDACTED]

[REDACTED]

[REDACTED]

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

05-FOI-00906-11WH-1019

Craig Melodia /R5/USEPA/US

08/09/2010 11:16 AM

To "Graff, Daniel A - DNR"

cc "Graff, Daniel A - DNR", "Robinson, John H - DNR", Scott Hansen

bcc

Subject RE: Ashland Follow-up

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Dan: I appreciate the quick response. [REDACTED]

Craig



Gradient-8.10_Memo_AshlandMtg.pdf

"Graff, Daniel A - DNR"

Craig: Here are answers to yo...

08/09/2010 11:01:30 AM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Date: 08/09/2010 11:01 AM
Subject: RE: Ashland Follow-up

Craig:

Here are answers to your questions below.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

DAN

-----Original Message-----

From: Graff, Daniel A - DNR
Sent: Monday, August 09, 2010 08:49 AM
To: Melodia.Craig@epamail.epa.gov
Cc: Graff, Daniel A - DNR
Subject: RE: Ashland Follow-up

Craig:

For your first question, I will be checking with John Robinson - [REDACTED]

I will also check on the second question, did Jamie receive the underlying data for Xcel's allocation report.

John is back from his river trip, so expect answers in the next day or so.

DAN

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]

Sent: Monday, August 09, 2010 08:34 AM

To: Graff, Daniel A - DNR

Subject: Ashland Follow-up

Hi Dan:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED] Also, at the meeting back in June, Jamie had asked Xcel for some of the underlying data used in its allocation report. Has Jamie received this info and if he has not can he briefly describe the info so I can make a request to Dave Crass? Were there any other outstanding issues from that meeting?

Thanks very much and hope all is well.

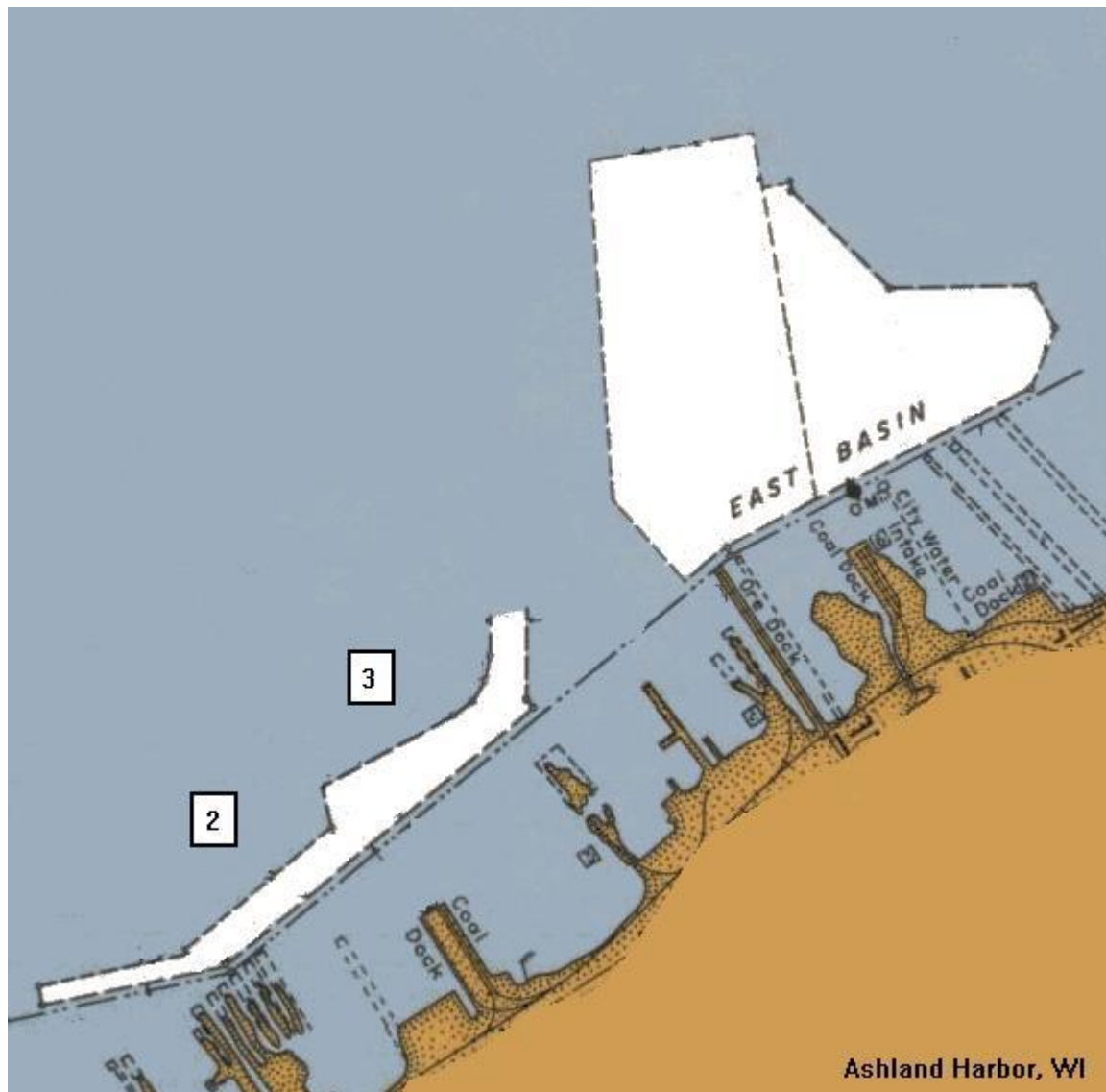
Craig

----- Message from "Dunn, James R - DNR" <James.Dunn@Wisconsin.gov> on Tue, 27 Jul 2010 13:13:50 -0500 -----

To "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Graff, Daniel A - DNR" : <Daniel.Graff@Wisconsin.gov>

Drawing 1 (Ashland Harbor) [REDACTED]

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege



Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

[attachment "dredge projects.pdf" deleted by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1020

Craig Melodia /R5/USEPA/US

08/16/2010 02:46 PM

To "Graff, Daniel A - DNR"

cc "Graff, Daniel A - DNR", Scott Hansen

bcc

Subject Re: FW: Ashland Follow-up

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Dan. [REDACTED]

Thanks again,

Craig

"Graff, Daniel A - DNR"

Craig: Thanks for passing on t...

08/12/2010 11:04:20 AM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 08/12/2010 11:04 AM
Subject: FW: Ashland Follow-up

Craig:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

DAN

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Monday, August 09, 2010 11:16 AM
To: Graff, Daniel A - DNR
Cc: Graff, Daniel A - DNR; Robinson, John H - DNR;
Hansen.Scott@epamail.epa.gov
Subject: RE: Ashland Follow-up

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Dan: I appreciate the quick response.

Craig

(See attached file: Gradient-8.10_Memo_AshlandMtg.pdf)

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Date: 08/09/2010 11:01 AM
Subject: RE: Ashland Follow-up

Craig:

Here are answers to your questions below.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

2. Re the underlying data supporting the allocation analysis promised by Gradient at the June 21st meeting at Region 5. Jamie Dunn has not received anything from Gradient or Xcel in response to his request.

DAN

-----Original Message-----

From: Graff, Daniel A - DNR
Sent: Monday, August 09, 2010 08:49 AM

To: Melodia.Craig@epamail.epa.gov
Cc: Graff, Daniel A - DNR
Subject: RE: Ashland Follow-up

Craig:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

For your first question, I will be checking with John Robinson - [REDACTED]

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DAN

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From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Monday, August 09, 2010 08:34 AM
To: Graff, Daniel A - DNR
Subject: Ashland Follow-up

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Dan:

[REDACTED] Also, at the meeting back in June, Jamie had asked Xcel for some of the underlying data used in its allocation report. Has Jamie received this info and if he has not can he briefly describe the info so I can make a request to Dave Crass? Were there any other outstanding issues from that meeting?

Thanks very much and hope all is well.

Craig

----- Message from "Dunn, James R - DNR" <James.Dunn@Wisconsin.gov> on Tue, 27 Jul 2010 13:13:50 -0500 -----

To: "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>

Drawing 1 (Ashland Harbor)

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

(Embedded image moved to file: pic12069.gif)

Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

[attachment "dredge projects.pdf" deleted by Craig Melodia/R5/USEPA/US]
[attachment "Gradient-8.10_Memo_AshlandMtg.pdf" deleted by Craig
Melodia/R5/USEPA/US] [attachment "pic12069.gif" deleted by Craig
Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1021

Craig Melodia /R5/USEPA/US

08/19/2010 04:00 PM

To Craig Melodia

cc themelodias

bcc

Subject Ashland ROD



Ashland-draft(final)ROD#7-August-19-10-CM.docx

05-FOI-00906-11WH-1022

Craig Melodia /R5/USEPA/US

08/20/2010 08:25 AM

To "Graff, Daniel A - DNR"

cc "Graff, Daniel A - DNR"

bcc

Subject Re: FW: WDNR comments on the ROD

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks Dan.

Have a good weekend. Craig

-----"Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov> wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 08/19/2010 04:36PM
cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Subject: FW: WDNR comments on the ROD

Craig: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

DAN

From: Robinson, John H - DNR
Sent: Monday, August 09, 2010 08:24 PM
To: Hansen.Scott@epamail.epa.gov
Cc: Dunn, James R - DNR; Fitzpatrick, William - DNR; Graff, Daniel A - DNR; Nehls-Lowe, Henry L - DHS
Subject: WDNR comments on the ROD

Scott

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Please let me know if you have any questions.

John Robinson

Northern Region Team Supervisor
Bureau of Remediation & Redevelopment
Wisconsin Department of Natural Resources
(715) 365-8976

----- Message from "Nehls-Lowe, Henry L - DHS" <Henry.NehlsLowe@dhs.wisconsin.gov> on Mon, 9

To: "Dunn, James R - DNR" <James.Dunn@Wisconsin.gov>, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>

Subject: Re: ROD

Jamie and John,

Here's my response to the reviewer's comments:

Exemption 5 - Attorney Client Privilege Exemption 5 - Deliberative Process Privilege

Best Regards,

Henry Nehls-Lowe
Division of Public Health
Wisconsin Dept. of Health Services

From: Dunn, James R - DNR
To: Nehls-Lowe, Henry L - DHS; Fitzpatrick, William - DNR
Cc: Robinson, John H - DNR
Sent: Wed Aug 04 09:22:18 2010
Subject: ROD

Please try to get comments to me and John by the 9th. I will be out but John will collate comments and get them to EPA. I will be back on the 10th or 11th.

Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049



Ashland-draftfinalROD#4-witheditscmts-Aug42010JRD (2).doc

05-FOI-00906-11WH-1023

Craig Melodia /R5/USEPA/US

09/02/2010 01:02 PM

To Deborah Garber

cc Gary Steinbauer

bcc

Subject Ashland ROD

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Deb:

[REDACTED]

Thanks,

Craig



Ashland-draftfinalROD-Sept12010.docx

05-FOI-00906-11WH-1024

**Gary
Steinbauer/R5/USEPA/US**

09/09/2010 01:12 PM

To Craig Melodia

cc

bcc

Subject Ashland

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig,

[REDACTED]



Ashland PRN.doc

Gary Steinbauer
Office of Regional Counsel
U.S. EPA Region 5 (C-14J)
77 W. Jackson Blvd.
Chicago, IL 60604
Phone: (312) 886-4306
Fax: (312) 697-2717

The preceding email message may contain information that is privileged or otherwise exempt from disclosure under applicable law. Do not disclose without consulting Office of Regional Counsel. If you have received this message in error, please do not read it, reply to the sender that you have received it in error, and erase or otherwise destroy the message.

05-FOI-00906-11WH-1025

Craig Melodia /R5/USEPA/US

09/16/2010 03:59 PM

To Craig Melodia

cc

bcc

Subject Ashland



Ashland-draftfinalROD#7-August-20-10-CM.docx



Ashland-draftfinalROD-Sept142010.docx

05-FOI-00906-11WH-1026

Craig Melodia /R5/USEPA/US

09/17/2010 02:53 PM

To: melodia.craig

cc

bcc

Subject: ROD



Ashland-draftfinalROD-Sept172010-CM-Comments.docx

05-FOI-00906-11WH-1027

Craig Melodia /R5/USEPA/US

10/14/2010 04:57 PM

To Craig Melodia

cc

bcc

Subject Ashland



Ashland PRN-10-14-10.docx

05-FOI-00906-11WH-1028

Craig Melodia /R5/USEPA/US

10/21/2010 04:14 PM

To Craig Melodia

cc

bcc

Subject PRN



Ashland PRN-10-20-10.docx

05-FOI-00906-11WH-1029

Craig Melodia /R5/USEPA/US

10/28/2010 03:35 PM

To Craig Melodia

cc

bcc

Subject Ashland PRN



Ashland PRN-10-28-10.docx

05-FOI-00906-11WH-1030

Craig Melodia /R5/USEPA/US

11/02/2010 03:00 PM

To Daniel.Graff, James.Dunn

cc

bcc

Subject Ashland Forensic Reports

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Dan, Jamie:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks much and hope the public meetings go well this week,

Craig

05-FOI-00906-11WH-1031

Craig Melodia /R5/USEPA/US

11/04/2010 04:16 PM

To Deborah Garber

cc Deloris Johnson, Craig Melodia

bcc

Subject Ashland Min-Lit

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Deb:

[REDACTED]

Thanks,

Craig



Ashland PRN-11-4-10.docx

05-FOI-00906-11WH-1032

Craig Melodia /R5/USEPA/US

11/08/2010 11:11 AM

To "Graff, Daniel A - DNR"

cc

bcc

Subject RE: Ashland Forensic Reports

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks Dan. [REDACTED]

[REDACTED] Thanks again for the help.

Craig

"Graff, Daniel A - DNR"

Craig, on Thursday in Ashland...

11/08/2010 10:57:25 AM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 11/08/2010 10:57 AM
Subject: RE: Ashland Forensic Reports

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig, [REDACTED]

Let us know if you still need WDNR input on this or any other matter .

DAN

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Tuesday, November 02, 2010 03:00 PM
To: Graff, Daniel A - DNR; Dunn, James R - DNR
Subject: Ashland Forensic Reports

Hi Dan, Jamie: [REDACTED]

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks much and hope the public meetings go well this week,
Craig

05-FOI-00906-11WH-1033

Craig Melodia /R5/USEPA/US

11/08/2010 03:42 PM

To Deborah Garber

cc Deloris Johnson

bcc

Subject Ashland PRN

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Deb:

[REDACTED]

Thanks,

Craig



Ashland PRN-11-8-10.docx

05-FOI-00906-11WH-1034

Craig Melodia /R5/USEPA/US

11/09/2010 02:45 PM

To Craig Melodia

cc

bcc

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Subject Re: Ashland Revised RD/RA Plan

Derek:

Can you please let me know who is assigned? Thanks

Craig Melodia

Derek: The ROD was signed yesterda...

10/01/2010 10:08:14 AM

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 10/01/2010 10:08 AM
Subject: Re: Ashland Revised RD/RA Plan

Derek:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks,

Craig

-----Derek Threet/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Derek Threet/DC/USEPA/US
Date: 10/01/2010 06:49AM
Subject: Re: Ashland Revised RD/RA Plan

Craig -

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks in advance for the update.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

Craig Melodia---09/09/2010 12:36:03 PM---Larry: Good question on the Weston review. Scott asked Weston to complete this some time ago and w

From: Craig Melodia/R5/USEPA/US

To: LAWRENCE SCHMITT/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 12:36 PM

Subject Re: Ashland Revised RD/RA Plan
t:

Larry: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege


Thanks,

Craig

LAWRENCE SCHMITT---09/09/2010 11:15:35 AM---Craig, Thanks for the update and glad to see that the ROD is close now. Just one question about tim

From: LAWRENCE SCHMITT/R5/USEPA/US

To: Craig Melodia/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 11:15 AM

Subject Re: Ashland Revised RD/RA Plan
t:

Craig, Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege


Lawrence Schmitt
Superfund Division Enforcement Coordinator
U.S. Environmental Protection Agency, Region 5
77 West Jackson Blvd., SR-6J
Chicago, IL 60604
312-353-6565

[attachment "Region 5 negotiation Plan-Sept-8-10 (revised).docx" deleted by LAWRENCE SCHMITT/R5/USEPA/US]

05-FOI-00906-11WH-1035

Craig Melodia /R5/USEPA/US

11/09/2010 02:45 PM

To: Derek Threet

cc

bcc

Subject: Fw: Ashland Revised RD/RA Plan

Derek: I'm preparing to send the mini-lit to DOJ with a copy to your office. I know it's been reassigned, but can't find your email with the new contact. Can you please let me know who is assigned? Thanks

----- Forwarded by Craig Melodia/R5/USEPA/US on 11/09/2010 02:45 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 10/01/2010 10:08 AM
Subject: Re: Ashland Revised RD/RA Plan

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Derek:

Thanks,

Craig

-----Derek Threet/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Derek Threet/DC/USEPA/US
Date: 10/01/2010 06:49AM
Subject: Re: Ashland Revised RD/RA Plan

Craig -

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks in advance for the update.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

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To: LAWRENCE SCHMITT/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 12:36 PM

Subject Re: Ashland Revised RD/RA Plan
t:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Larry:

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Craig

LAWRENCE SCHMITT---09/09/2010 11:15:35 AM---Craig, Thanks for the update and glad to see that the ROD is close now. Just one question about tim

From: LAWRENCE SCHMITT/R5/USEPA/US

To: Craig Melodia/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 11:15 AM

Subject Re: Ashland Revised RD/RA Plan
t:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig,

Larry

Lawrence Schmitt
Superfund Division Enforcement Coordinator
U.S. Environmental Protection Agency, Region 5
77 West Jackson Blvd., SR-6J
Chicago, IL 60604
312-353-6565

Craig Melodia---09/08/2010 11:37:54 AM---In preparation for a Sept 30th ROD, attached is the revised RD/RA plan. Please let me know if you h

From: Craig Melodia/R5/USEPA/US

To: LAWRENCE SCHMITT/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV, Derek Threet/DC/USEPA/US@EPA

Date: 09/08/2010 11:37 AM

Subjec Ashland Revised RD/RA Plan

t:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED] Please let me know if you have any questions or concerns.

Thanks,

Craig

[attachment "Region 5 negotiation Plan-Sept-8-10 (revised).docx" deleted by LAWRENCE SCHMITT/R5/USEPA/US]

05-FOI-00906-11WH-1036

Derek Threet/DC/USEPA/US

11/09/2010 03:30 PM

To Craig Melodia, Lulu Cheng

cc

bcc

Subject Fw: Ashland Revised RD/RA Plan

Craig,

Lulu Cheng has been assigned this case. I CC'd her on this email.

Thanks.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

----- Forwarded by Derek Threet/DC/USEPA/US on 11/09/2010 04:29 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 11/09/2010 03:45 PM
Subject: Fw: Ashland Revised RD/RA Plan

Derek: [REDACTED] I know it's been reassigned, but can't find your email with the new contact. Can you please let me know who is assigned? Thanks

----- Forwarded by Craig Melodia/R5/USEPA/US on 11/09/2010 02:45 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 10/01/2010 10:08 AM
Subject: Re: Ashland Revised RD/RA Plan

Derek: [REDACTED]

Thanks,

Craig

-----Derek Threet/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Derek Threet/DC/USEPA/US

Date: 10/01/2010 06:49AM
Subject: Re: Ashland Revised RD/RA Plan

Craig -

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks in advance for the update.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig Melodia---09/09/2010 12:36:03 PM---Larry:

From: Craig Melodia/R5/USEPA/US

To: LAWRENCE SCHMITT/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary
Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA,
TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 12:36 PM

Subjec Re: Ashland Revised RD/RA Plan
t:

Larry: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks,

Craig

LAWRENCE SCHMITT---09/09/2010 11:15:35 AM---Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Just one question about tim

From: LAWRENCE SCHMITT/R5/USEPA/US

To: Craig Melodia/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 11:15 AM

Subjec Re: Ashland Revised RD/RA Plan
t:

Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Larry

Lawrence Schmitt
Superfund Division Enforcement Coordinator
U.S. Environmental Protection Agency, Region 5
77 West Jackson Blvd., SR-6J
Chicago, IL 60604
312-353-6565

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig Melodia---09/08/2010 11:37:54 AM---

From: Craig Melodia/R5/USEPA/US

To: LAWRENCE SCHMITT/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV, Derek Threet/DC/USEPA/US@EPA

Date: 09/08/2010 11:37 AM

Subjec Ashland Revised RD/RA Plan
t:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks,

Craig

[attachment "Region 5 negotiation Plan-Sept-8-10 (revised).docx" deleted by LAWRENCE SCHMITT/R5/USEPA/US]

05-FOI-00906-11WH-1037

Craig Melodia /R5/USEPA/US

11/10/2010 03:28 PM

To Daniel.Graff

cc

bcc

Subject Ashland: State Claims?

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Dan:

[REDACTED]

Thanks much,

Craig

[REDACTED]

[REDACTED]

05-FOI-00906-11WH-1038

Craig Melodia /R5/USEPA/US

11/10/2010 03:54 PM

To Craig Melodia

cc

bcc

Subject Ashland Docs



Ashland PRN-11-10-10.docx



Consent-Decree-11-9-10.wpd



Ashland-draftfinalROD-Sept20-2010-CM-Comments.docx

05-FOI-00906-11WH-1039

Craig Melodia /R5/USEPA/US

11/16/2010 03:12 PM

To Larry Kyte

cc

bcc

Subject Financial Assurance Notices to Region ?

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Larry:

[REDACTED]

[REDACTED]

[REDACTED]

Thanks in advance,

Craig

05-FOI-00906-11WH-1040

Craig Melodia /R5/USEPA/US

11/18/2010 03:39 PM

To Deborah Garber

cc Scott Hansen, Deloris Johnson

bcc

Subject Ashland Mini-Lit, Draft Consent Decree and SOW

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Deb:

[REDACTED]

Thanks,

Craig



Ashland PRN-11-18-10.docx



Consent-Decree-11-18-10.wpd



ashland-FPA-draftRDRS-SOW-11-16-10.docx

05-FOI-00906-11WH-1041

Craig Melodia /R5/USEPA/US

11/29/2010 08:43 AM

To Larry Kyte

cc Deborah Garber

bcc

Subject Re: Ashland Lakefront PRN

Thanks Larry. I'll make the change when it comes back and will use the word version of the cd going forward. Hope you had a good holiday. Craig

Larry Kyte

Hi Craig. Excellent job on the Pre-refer...

11/23/2010 05:12:09 PM

From: Larry Kyte/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US
Cc: Deborah Garber/R5/USEPA/US
Date: 11/23/2010 05:12 PM
Subject: Ashland Lakefront PRN

Hi Craig.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

I signed off. When it comes back to you signed, you can change the heading per above.

Happy Holiday,

larry

05-FOI-00906-11WH-1042

Craig Melodia /R5/USEPA/US

12/01/2010 08:31 AM

To Lulu Cheng

cc

bcc

Subject Re: Ashland PRN

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Ok, will do. [REDACTED]

Lulu Cheng

Craig, thanks very much for cc'ing me o...

11/30/2010 04:29:10 PM

From: Lulu Cheng/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 11/30/2010 04:29 PM
Subject: Re: Ashland PRN

Craig, thanks very much for cc'ing me on the PRN documents.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Lulu Cheng
Attorney-Adviser
ph: 202 564 6299

Office of Enforcement & Compliance Assurance
Office of Site Remediation Enforcement | Regional Support Division
US EPA
1200 Pennsylvania Ave, NW
Room 4207D Ariel Rios South (2272A)
Washington, DC 20460

Craig Melodia

PRIVILEGED AND CONFIDENTIAL F...

11/30/2010 10:45:57 AM

From: Craig Melodia/R5/USEPA/US
To: "Benson, Thomas (ENRD)" <TBenson@ENRD.USDOJ.GOV>
Cc: Lulu Cheng/DC/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA
Date: 11/30/2010 10:45 AM
Subject: Ashland PRN

**PRIVILEGED AND CONFIDENTIAL
FOIA EXEMPT - DO NOT RELEASE**

Tom:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks,

Craig

[attachment "PRN-Cover-Ltr.docx" deleted by Lulu Cheng/DC/USEPA/US]
PRN-11-18-10.docx" deleted by Lulu Cheng/DC/USEPA/US]

[attachment "Ashland

05-FOI-00906-11WH-1043

Craig Melodia /R5/USEPA/US

12/09/2010 04:48 PM

To Craig Melodia

cc

bcc

Subject Notice Ltr



Notice-of-Completion.wpd

05-FOI-00906-11WH-1044

Craig Melodia /R5/USEPA/US

01/25/2011 08:47 AM

To Michael Berman

cc

bcc

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Subject *Confidential: Fw: Ashland Lakefront Site -- Confidentiality Agreement

Mike:

[REDACTED] Please let me know if you have any questions.

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 01/25/2011 08:47 AM -----

From: "Benson, Thomas (ENRD)" <Thomas.Benson@usdoj.gov>
To: "Crass, David A (22267)" <DACrass@michaelbest.com>, Craig Melodia/R5/USEPA/US@EPA, <Daniel.Graff@Wisconsin.gov>, "Richard Yde" <RYDE@staffordlaw.com>, "Ted Waskowski" <TWASKOWSKI@staffordlaw.com>
Cc: <Kristen.S.Carney@xcelenergy.com>, <Karl.Karg@lw.com>, <Kelly.Richardson@LW.com>
Date: 01/23/2011 09:52 PM
Subject: RE: Ashland Lakefront Site -- Confidentiality Agreement

David,

Thanks for circulating your redline. Attached is a revised version of the redline reflect what changes we can accept. Those we cannot accept include:

- We cannot agree to the "United States recognizes" whereas clause. We don't have an opinion on the previous whereas clause, since it doesn't directly affect the United States, though I take it from the City's prior letter that they will not agree to it.
- In Paragraph 3, the language "in the context of settlement discussions" is too broad. If there are particular documents that have been previously exchanged that you want covered by the agreement, we can talk about how to do that.
- In Paragraph 5, we need to maintain the original language.
- In Paragraph 9, we need to maintain the original language, though we could discuss a way to include a meet and confer requirement, if practicable.
- In paragraph 10, I don't have a problem with the added sentence, so long as the last phrase (highlighted) is also added.

I am happy to discuss these as necessary. We also hope we can resolve this quickly and proceed to working on the substance of the issues before the Parties. Thanks,

Tom

From: Crass, David A (22267) [mailto:DACrass@michaelbest.com]

Sent: Friday, January 14, 2011 12:36 PM

To: Craig Melodia (melodia.craig@epa.gov); Benson, Thomas (ENRD); 'Daniel.Graff@Wisconsin.gov';

Richard Yde; Ted Waskowski

Cc: Kristen.S.Carney@xcelenergy.com; Karl.Karg@lw.com; Kelly.Richardson@LW.com

Subject: Ashland Lakefront Site -- Confidentiality Agreement

CONFIDENTIAL COMMUNICATION; FOR SETTLEMENT PURPOSES ONLY

COUNSEL: As I believe we mentioned, the Company has some suggested revisions to the form Confidentiality Agreement that Craig and Tom forwarded recently. Those suggested revisions are attached in a marked and "clean" version. Given that we understand all parties desire to move forward on this concept, please give this your review. We hope to finalize this soon so our recent discussions can move forward with all due speed.

Thank you and have a pleasant weekend.

MICHAEL BEST A FRIEDRICH LLP	
David A. Crass Attorney at Law	Direct: (608) 283-2267 dacrass@michaelbest.com
One South Pinckney Street, Suite 700 Madison, WI 53703 P.O. Box 1806 Madison WI 53701-1806 Phone: (608) 257-3501 Fax: (608) 283-2275 michaelbest.com/dacrass	
michaelbest.com	

Unless otherwise expressly indicated, if this email, or any attachment hereto, contains advice concerning any federal tax issue or submission, please be advised that the advice was not intended or written to be used, and that it cannot be used, for the purpose of avoiding federal tax penalties.

The information contained in this communication may be confidential, is intended only for the use of the recipient(s) named above, and may be legally privileged. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. If you have received this communication in error, please return it to the sender immediately and delete the original message and any copy of it from your computer system. If you have any questions concerning this message, please contact the sender.



ENV_ENFORCEMENT-#1854593-v1-ashland_confidentiality_agreement_tb_redline.DOC

05-FOI-00906-11WH-1045

Craig Melodia /R5/USEPA/US

02/17/2011 04:28 PM

To Craig Melodia

cc

bcc

Subject drafts



Ashland-draftfinalROD-Sept142010.docx



Draft AOC-2-17-11.docx

05-FOI-00906-11WH-1046

Craig Melodia /R5/USEPA/US

03/01/2011 02:45 PM

To Larry Kyte

cc

bcc

Subject Fw: Ashland Draft AOC and Briefing Schedule

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Larry:

[REDACTED]

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 03/01/2011 02:28 PM -----

From: "Benson, Thomas (ENRD)" <Thomas.Benson@usdoj.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Date: 03/01/2011 11:59 AM
Subject: RE: FW: Ashland Draft AOC and Briefing Schedule

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov
[mailto:Melodia.Craig@epamail.epa.gov]
Sent: Tuesday, March 01, 2011 11:14 AM
To: Benson, Thomas (ENRD)
Subject: RE: FW: Ashland Draft AOC and Briefing Schedule

Tom:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

From: "Benson, Thomas (ENRD)" <Thomas.Benson@usdoj.gov>

To: Craig Melodia/R5/USEPA/US@EPA

Date: 03/01/2011 09:56 AM

Subject: RE: FW: Ashland Draft AOC and Briefing Schedule

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov
[mailto:Melodia.Craig@epamail.epa.gov]
Sent: Tuesday, March 01, 2011 10:37 AM
To: Benson, Thomas (ENRD)
Cc: Kyte.Larry@epamail.epa.gov
Subject: Re: FW: Ashland Draft AOC and Briefing Schedule

Hi Tom: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig

From: "Benson, Thomas (ENRD)" <Thomas.Benson@usdoj.gov>

To: Craig Melodia/R5/USEPA/US@EPA

Date: 03/01/2011 08:49 AM

Subject: FW: Ashland Draft AOC and Briefing Schedule

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Thanks,

Tom

-----Original Message-----

From: Stone, Randall (ENRD)

Sent: Thursday, February 24, 2011 3:52 PM

To: Benson, Thomas (ENRD)

Subject: RE: Ashland Draft AOC and Briefing Schedule

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

-----Original Message-----

From: Benson, Thomas (ENRD)
Sent: Thursday, February 24, 2011 2:37 PM
To: Stone, Randall (ENRD)
Subject: FW: Ashland Draft AOC and Briefing Schedule

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov
[mailto:Melodia.Craig@epamail.epa.gov]
Sent: Thursday, February 24, 2011 10:52 AM
To: Short.Thomas@epamail.epa.gov; Frey.Rebecca@epamail.epa.gov;
Hansen.Scott@epamail.epa.gov
Cc: Benson, Thomas (ENRD)
Subject: Ashland Draft AOC and Briefing Schedule

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Tom, Becky, Scott:

[REDACTED]

Thanks,

Craig

(See attached file: Draft AOC-2-23-11.docx)

[attachment

"ENV_ENFORCEMENT-#1884235-v1-ashland_draft_AOC_TB_redline.docx" deleted
by Craig Melodia/R5/USEPA/US]

[attachment "cm 1 30 2007.pdf" deleted by Craig Melodia/R5/USEPA/US]

[attachment "CM 3 16 2009.pdf" deleted by Craig Melodia/R5/USEPA/US]

[attachment "CM 8 3 2005.pdf" deleted by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1047

Craig Melodia /R5/USEPA/US

03/03/2011 04:09 PM

To Craig Melodia

cc

bcc

Subject AOC



Draft AOC-2-23-11.docx

05-FOI-00906-11WH-1048

Craig Melodia /R5/USEPA/US

03/22/2011 11:28 AM

To Lulu Cheng

cc

bcc

Subject Re: Fw: Ashland Revised RD/RA Plan

Lulu:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Please let me know if you have any questions or would like to discuss further .

Craig Melodia
USEPA Region 5
(312) 353-8870



Region 5 negotiation Plan-Feb-16-11 (revised).docx



Draft-AOC-3-15-11.docx



Ashland-Pilot-SOW-3-21-11.docx

Lulu Cheng

Hi Craig, please cc me on all Ashland d...

11/10/2010 01:20:02 PM

From: Lulu Cheng/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 11/10/2010 01:20 PM
Subject: Re: Fw: Ashland Revised RD/RA Plan

Hi Craig:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

other questions or needs.

Thanks very much.

Lulu Cheng
Attorney-Adviser
ph: 202 564 6299

Office of Enforcement & Compliance Assurance
Office of Site Remediation Enforcement | Regional Support Division
US EPA
1200 Pennsylvania Ave, NW
Room 4207D Ariel Rios South (2272A)
Washington, DC 20460

Derek Threet	Craig, Lulu Cheng has been assigned t...	11/09/2010 04:30:28 PM
--------------	--	------------------------

From: Derek Threet/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA, Lulu Cheng/DC/USEPA/US@EPA
Date: 11/09/2010 04:30 PM
Subject: Fw: Ashland Revised RD/RA Plan

Craig,

Lulu Cheng has been assigned this case. I CC'd her on this email.

Thanks.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

----- Forwarded by Derek Threet/DC/USEPA/US on 11/09/2010 04:29 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 11/09/2010 03:45 PM
Subject: Fw: Ashland Revised RD/RA Plan

Derek: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege [REDACTED] I know it's been reassigned,
but can't find your email with the new contact. Can you please let me know who is assigned? Thanks

----- Forwarded by Craig Melodia/R5/USEPA/US on 11/09/2010 02:45 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 10/01/2010 10:08 AM
Subject: Re: Ashland Revised RD/RA Plan

Derek: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege [REDACTED]

[REDACTED]

Thanks,

Craig

-----Derek Threet/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Derek Threet/DC/USEPA/US
Date: 10/01/2010 06:49AM
Subject: Re: Ashland Revised RD/RA Plan

Craig -

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Thanks in advance for the update.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

Craig Melodia---09/09/2010 12:36:03 PM---Larry: Good question on the Weston review. Scott asked Weston to complete this some time ago and w

From: Craig Melodia/R5/USEPA/US

To: LAWRENCE SCHMITT/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 12:36 PM

Subjec Re: Ashland Revised RD/RA Plan

t:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Larry: [REDACTED]

[REDACTED]

Thanks,

Craig

LAWRENCE SCHMITT---09/09/2010 11:15:35 AM---Craig, Thanks for the update and glad to see that the ROD is close now. Just one question about tim

From: LAWRENCE SCHMITT/R5/USEPA/US

To: Craig Melodia/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 11:15 AM

Subject: Re: Ashland Revised RD/RA Plan
t:

Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Larry

Lawrence Schmitt
Superfund Division Enforcement Coordinator
U.S. Environmental Protection Agency, Region 5
77 West Jackson Blvd., SR-6J
Chicago, IL 60604
312-353-6565

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Craig Melodia---09/08/2010 11:37:54 AM---[REDACTED]

From: Craig Melodia/R5/USEPA/US

To: LAWRENCE SCHMITT/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV, Derek Threet/DC/USEPA/US@EPA

Date: 09/08/2010 11:37 AM

Subject: Ashland Revised RD/RA Plan

t:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

A large black rectangular redaction box covers the majority of the email body content, starting below the subject line and extending across the width of the page.

Thanks,

Craig

[attachment "Region 5 negotiation Plan-Sept-8-10 (revised).docx" deleted by LAWRENCE SCHMITT/R5/USEPA/US]

05-FOI-00906-11WH-1049

Craig Melodia /R5/USEPA/US

03/31/2011 11:08 AM

To Larry Kyte

cc

bcc

Subject Fw: Financial Assurance Notices to Region ?

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Larry:

[REDACTED]

Thanks in advance,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 03/31/2011 11:05 AM -----

From: Craig Melodia/R5/USEPA/US
To: Larry Kyte/R5/USEPA/US@EPA
Date: 11/16/2010 03:12 PM
Subject: Financial Assurance Notices to Region ?

Larry:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

Thanks in advance,

Craig

05-FOI-00906-11WH-1050

Craig Melodia /R5/USEPA/US

03/31/2011 04:39 PM

To Craig Melodia

cc

bcc

Subject CD



Draft-RD-RA-CD-3-31-11.docx

05-FOI-00906-11WH-1051

Craig Melodia /R5/USEPA/US

04/01/2011 10:32 AM

To Lulu Cheng

cc

bcc

Subject Fw: Ashland Revised RD/RA Plan

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Lulu:

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 04/01/2011 10:30 AM -----

From: Craig Melodia/R5/USEPA/US
To: Lulu Cheng/DC/USEPA/US@EPA
Date: 03/22/2011 11:28 AM
Subject: Re: Fw: Ashland Revised RD/RA Plan

Lulu:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Please let me know if you have any questions or would like to discuss further .

Craig Melodia
USEPA Region 5
(312) 353-8870



Region 5 negotiation Plan-Feb-16-11 (revised).docx



Draft-AOC-3-15-11.docx



Ashland-Pilot-SOW-3-21-11.docx

Lulu Cheng

Hi Craig, please cc me on all Ashland d...

11/10/2010 01:20:02 PM

From: Lulu Cheng/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 11/10/2010 01:20 PM
Subject: Re: Fw: Ashland Revised RD/RA Plan

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

and will be happy to assist with any other questions or needs.

Thanks very much.

Lulu Cheng
Attorney-Adviser
ph: 202 564 6299

Office of Enforcement & Compliance Assurance
Office of Site Remediation Enforcement | Regional Support Division
US EPA
1200 Pennsylvania Ave, NW
Room 4207D Ariel Rios South (2272A)
Washington, DC 20460

Derek Threet

Craig, Lulu Cheng has been assigned t...

11/09/2010 04:30:28 PM

From: Derek Threet/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA, Lulu Cheng/DC/USEPA/US@EPA
Date: 11/09/2010 04:30 PM
Subject: Fw: Ashland Revised RD/RA Plan

Craig,

Lulu Cheng has been assigned this case. I CC'd her on this email.

Thanks.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

----- Forwarded by Derek Threet/DC/USEPA/US on 11/09/2010 04:29 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 11/09/2010 03:45 PM

Subject: Fw: Ashland Revised RD/RA Plan

Derek: [Redacted] I know it's been reassigned, but can't find your email with the new contact. Can you please let me know who is assigned? Thanks
----- Forwarded by Craig Melodia/R5/USEPA/US on 11/09/2010 02:45 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 10/01/2010 10:08 AM
Subject: Re: Ashland Revised RD/RA Plan

Derek: [Redacted]
[Redacted]

Thanks,

Craig

-----Derek Threet/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Derek Threet/DC/USEPA/US
Date: 10/01/2010 06:49AM
Subject: Re: Ashland Revised RD/RA Plan

Craig - [Redacted]
[Redacted]

Thanks in advance for the update.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

[Redacted]
[Redacted]

Craig Melodia---09/09/2010 12:36:03 PM---Larry: [Redacted]

From: Craig Melodia/R5/USEPA/US

To: LAWRENCE SCHMITT/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 12:36 PM

Subject: Re: Ashland Revised RD/RA Plan
t:

Larry: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege


Thanks,

Craig

LAWRENCE SCHMITT---09/09/2010 11:15:35 AM---Craig, Thanks for the update and glad to see that the ROD is close now. Just one question about tim

From: LAWRENCE SCHMITT/R5/USEPA/US

To: Craig Melodia/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 11:15 AM

Subject: Re: Ashland Revised RD/RA Plan
t:

Craig, Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege


Larry

Lawrence Schmitt
Superfund Division Enforcement Coordinator
U.S. Environmental Protection Agency, Region 5
77 West Jackson Blvd., SR-6J
Chicago, IL 60604

312-353-6565

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig Melodia---09/08/2010 11:37:54 AM---[REDACTED]
[REDACTED]

From: Craig Melodia/R5/USEPA/US

To: LAWRENCE SCHMITT/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, Gary
Steinbauer/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV, Derek Threet/DC/USEPA/US@EPA

Date: 09/08/2010 11:37 AM

Subject: Ashland Revised RD/RA Plan
t: _____

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks,

Craig

[attachment "Region 5 negotiation Plan-Sept-8-10 (revised).docx" deleted by LAWRENCE
SCHMITT/R5/USEPA/US]

05-FOI-00906-11WH-1052

Craig Melodia /R5/USEPA/US

04/04/2011 09:17 AM

To Lulu Cheng

cc

bcc

Subject Re: Fw: Ashland Revised RD/RA Plan

Lulu: Thanks very much for the info.

Craig

Lulu Cheng

Craig, link to the OSRE roles chart is ht...

04/04/2011 07:29:41 AM

From: Lulu Cheng/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 04/04/2011 07:29 AM
Subject: Re: Fw: Ashland Revised RD/RA Plan

Craig,

Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege

Please feel free to contact me any time to discuss.

Thanks,
Lulu
202 564 6299

Craig Melodia

Hi Lulu: I'm drafting the consent decre...

04/01/2011 11:32:48 AM

From: Craig Melodia/R5/USEPA/US
To: Lulu Cheng/DC/USEPA/US@EPA
Date: 04/01/2011 11:32 AM
Subject: Fw: Ashland Revised RD/RA Plan

Hi Lulu:

Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 04/01/2011 10:30 AM -----

From: Craig Melodia/R5/USEPA/US
To: Lulu Cheng/DC/USEPA/US@EPA
Date: 03/22/2011 11:28 AM
Subject: Re: Fw: Ashland Revised RD/RA Plan

Lulu:

Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

Please let me know if you have any questions or would like to discuss further .

Craig Melodia
USEPA Region 5
(312) 353-8870

[attachment "Region 5 negotiation Plan-Feb-16-11 (revised).docx" deleted by Lulu Cheng/DC/USEPA/US]
[attachment "Draft-AOC-3-15-11.docx" deleted by Lulu Cheng/DC/USEPA/US] [attachment
"Ashland-Pilot-SOW-3-21-11.docx" deleted by Lulu Cheng/DC/USEPA/US]

Lulu Cheng

Hi Craig, please cc me on all Ashland d...

11/10/2010 01:20:02 PM

From: Lulu Cheng/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 11/10/2010 01:20 PM
Subject: Re: Fw: Ashland Revised RD/RA Plan

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED] and will be happy to assist with any other questions or needs.

Thanks very much.

Lulu Cheng
Attorney-Adviser
ph: 202 564 6299

Office of Enforcement & Compliance Assurance
Office of Site Remediation Enforcement | Regional Support Division
US EPA
1200 Pennsylvania Ave, NW
Room 4207D Ariel Rios South (2272A)
Washington, DC 20460

Derek Threet

Craig, Lulu Cheng has been assigned t...

11/09/2010 04:30:28 PM

From: Derek Threet/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA, Lulu Cheng/DC/USEPA/US@EPA

Date: 11/09/2010 04:30 PM
Subject: Fw: Ashland Revised RD/RA Plan

Craig,

Lulu Cheng has been assigned this case. I CC'd her on this email.

Thanks.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

----- Forwarded by Derek Threet/DC/USEPA/US on 11/09/2010 04:29 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 11/09/2010 03:45 PM
Subject: Fw: Ashland Revised RD/RA Plan

Derek: [REDACTED] I know it's been reassigned, but can't find your email with the new contact. Can you please let me know who is assigned? Thanks

----- Forwarded by Craig Melodia/R5/USEPA/US on 11/09/2010 02:45 PM -----

From: Craig Melodia/R5/USEPA/US
To: Derek Threet/DC/USEPA/US@EPA
Date: 10/01/2010 10:08 AM
Subject: Re: Ashland Revised RD/RA Plan

Derek: [REDACTED]

Thanks,

Craig

-----Derek Threet/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Derek Threet/DC/USEPA/US
Date: 10/01/2010 06:49AM
Subject: Re: Ashland Revised RD/RA Plan

Craig -

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Thanks in advance for the update.

Derek

Derek J. Threet, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Enforcement and Compliance Assurance
Office of Site Remediation Enforcement - RSD
1200 Pennsylvania Ave. NW
Washington, DC 20460
Office 4232U ARS: MC-2272A
Phone: (202) 564-1409
Fax: (202) 501-0269
Email: threet.derek@epa.gov

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig Melodia---09/09/2010 12:36:03 PM---Larry: [REDACTED]

From: Craig Melodia/R5/USEPA/US

To: LAWRENCE SCHMITT/R5/USEPA/US@EPA

Cc: Deborah Garber/R5/USEPA/US@EPA, Derek Threet/DC/USEPA/US@EPA, Gary Steinbauer/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA, TBenson@ENRD.USDOJ.GOV

Date: 09/09/2010 12:36 PM

Subject Re: Ashland Revised RD/RA Plan
t:

Larry: [REDACTED]
[REDACTED]

Thanks,

Craig

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

LAWRENCE SCHMITT---09/09/2010 11:15:35 AM---Craig, [REDACTED]

From: LAWRENCE SCHMITT/R5/USEPA/US

05-FOI-00906-11WH-1053

Craig Melodia /R5/USEPA/US

04/06/2011 04:38 PM

To "Graff, Daniel A - DNR"

cc "Graff, Daniel A - DNR", "Robinson, John H - DNR", Scott Hansen

bcc

Subject Re: Ashland Internal Conference Call

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks Dan. You can call me and maybe Scott can come to my office or I will hook him in .

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Talk to you tomorrow.

Craig



WWTP-Drawing-Greeley(1951)-12'CorrugatedPipe.pdf



Veritas-Interviews-1995.pdf

"Graff, Daniel A - DNR"

Tomorrow April 7th at 1:30. H...

04/06/2011 02:02:30 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 04/06/2011 02:02 PM
Subject: Ashland Internal Conference Call

Tomorrow April 7th at 1:30. Happy birthday to Dan.

Craig, WDNR can initiate and let me know what other numbers to call besides your office .

John, likewise.

DAN

05-FOI-00906-11WH-1054

Craig Melodia /R5/USEPA/US

04/07/2011 04:10 PM

To Lulu Cheng

cc

bcc

Subject Fw: Ashland SNLs

Lulu, Please see message below re: notice letters for Ashland. I meant to copy you on this earlier. As noted, I will be out of the office next week, but hopefully everyone else will be working. If you have any questions while I'm out you can call my section chief, Deb Garber at (312) 886-6610.

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 04/07/2011 04:06 PM -----

From: Craig Melodia/R5/USEPA/US
To: Scott Hansen/R5/USEPA/US@EPA, REBECCA FREY/R5/USEPA/US@EPA, Deborah Garber/R5/USEPA/US@EPA
Cc: Thomas.Benson@usdoj.gov
Date: 04/07/2011 11:56 AM
Subject: Ashland SNLs

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Please let me know if there are any questions or issues we need to discuss. I'm working at home tomorrow at [REDACTED]

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks,

Craig



SNL-Draft-Final-4-7-11.docx



SNL-Encl2-Draft-RD-RA-CD-4-6-11.docx



SNL-Encl3-Draft-SOW-4-6-11.docx

05-FOI-00906-11WH-1055

Craig Melodia /R5/USEPA/US

04/18/2011 02:27 PM

To Larry Kyte

cc

bcc

Subject Re: Docket Case sheet writeups for DOJ Docket Review

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Larry: [REDACTED]

Thanks,

Craig



DOJ Docket Case Sheet-April-11.docx



DOJ Docket Case Sheet-Update-April-2011.docx

Larry Kyte

Hi Craig, A friendly reminder- Could I g...

04/15/2011 11:38:54 AM

From: Larry Kyte/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US
Date: 04/15/2011 11:38 AM
Subject: Docket Case sheet writeups for DOJ Docket Review

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED] thanks. Larry

NOTICE: This communication may contain privileged or other confidential information . If you are not the intended recipient, or believe you have received this communication in error , please delete the copy you received, and do not print, copy, re-transmit, disseminate or otherwise use the information. Thank you.

Larry Kyte
Associate Branch Chief-
Superfund
Phone: (312) 886-4245
Fax: (312) 692-2431

05-FOI-00906-11WH-1056

Craig Melodia /R5/USEPA/US

04/18/2011 02:30 PM

To Deborah Garber

cc

bcc

Subject Fw: Docket Case sheet writeups for DOJ Docket Review

fyi ...

----- Forwarded by Craig Melodia/R5/USEPA/US on 04/18/2011 02:29 PM -----

From: Craig Melodia/R5/USEPA/US
To: Larry Kyte/R5/USEPA/US@EPA
Date: 04/18/2011 02:27 PM
Subject: Re: Docket Case sheet writeups for DOJ Docket Review

Larry: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege [REDACTED]

Thanks,

Craig



DOJ Docket Case Sheet-April-11.docx



DOJ Docket Case Sheet-Update-April-2011.docx

Larry Kyte	Hi Craig, A friendly reminder- Could I g...	04/15/2011 11:38:54 AM
------------	---	------------------------

From: Larry Kyte/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US
Date: 04/15/2011 11:38 AM
Subject: Docket Case sheet writeups for DOJ Docket Review

Hi Craig, Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

A friendly reminder- [REDACTED]
[REDACTED] thanks. Larry

NOTICE: This communication may contain privileged or other confidential information . If you are not the intended recipient, or believe you have received this communication in error , please delete the copy you received, and do not print, copy, re-transmit, disseminate or otherwise use the information. Thank you.

Larry Kyte
Associate Branch Chief-
Superfund
Phone: (312) 886-4245
Fax: (312) 692-2431

05-FOI-00906-11WH-1057

Craig Melodia /R5/USEPA/US

04/18/2011 03:32 PM

To Larry Kyte

cc

bcc

Subject Re: Bunting Bearings LLC Docket Case sheet writeups for DOJ Docket Review

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Larry, t



10 Pt Justification BBC-3-21-11.docx

Larry Kyte

Craig, is there a 10 point settlement do...

04/18/2011 02:58:26 PM

From: Larry Kyte/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 04/18/2011 02:58 PM
Subject: Re: Bunting Bearings LLC Docket Case sheet writeups for DOJ Docket Review

Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

thanks, Larry

NOTICE: This communication may contain privileged or other confidential information . If you are not the intended recipient, or believe you have received this communication in error , please delete the copy you received, and do not print, copy, re-transmit, disseminate or otherwise use the information. Thank you.

Larry Kyte
Associate Branch Chief-
Superfund
Phone: (312) 886-4245
Fax: (312) 692-2431

Craig Melodia

Larry: Attached please find updated do...

04/18/2011 02:27:06 PM

From: Craig Melodia/R5/USEPA/US
To: Larry Kyte/R5/USEPA/US@EPA
Date: 04/18/2011 02:27 PM
Subject: Re: Docket Case sheet writeups for DOJ Docket Review

Larry:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks,

Craig

[attachment "DOJ Docket Case Sheet-April-11.docx" deleted by Larry Kyte/R5/USEPA/US]
[attachment "DOJ Docket Case Sheet-Update-April-2011.docx" deleted by Larry Kyte/R5/USEPA/US]

Larry Kyte

Hi Craig, A friendly reminder- Could I g...

04/15/2011 11:38:54 AM

From: Larry Kyte/R5/USEPA/US

To: Craig Melodia/R5/USEPA/US
Date: 04/15/2011 11:38 AM
Subject: Docket Case sheet writeups for DOJ Docket Review

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]
[REDACTED] thanks. Larry

NOTICE: This communication may contain privileged or other confidential information . If you are not the intended recipient, or believe you have received this communication in error , please delete the copy you received, and do not print, copy, re-transmit, disseminate or otherwise use the information. Thank you.

Larry Kyte
Associate Branch Chief-
Superfund
Phone: (312) 886-4245
Fax: (312) 692-2431

05-FOI-00906-11WH-1058

Craig Melodia /R5/USEPA/US

04/25/2011 09:36 AM

To "Graff, Daniel A - DNR"

cc

bcc

Subject Re: FW: Ashland Meeting on AOC and Tech Issues

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Dan:

Thanks

"Graff, Daniel A - DNR"

One concern, Craig - You ema...

04/22/2011 04:37:53 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 04/22/2011 04:37 PM
Subject: FW: Ashland Meeting on AOC and Tech Issues

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

DAN

-----Original Message-----

From: Graff, Daniel A - DNR
Sent: Thursday, April 21, 2011 12:16 PM
To: Robinson, John H - DNR; Melodia.Craig@epamail.epa.gov
Cc: Dunn, James R - DNR; Graff, Daniel A - DNR
Subject: RE: Ashland Meeting on AOC and Tech Issues

I'm definitely holding the 16th, and working to try to clear the 17th if needed, but not there yet.

DAN

-----Original Message-----

From: Robinson, John H - DNR
Sent: Thursday, April 21, 2011 09:23 AM
To: Melodia.Craig@epamail.epa.gov
Cc: Dunn, James R - DNR; Graff, Daniel A - DNR
Subject: RE: Ashland Meeting on AOC and Tech Issues

Craig

Either date works for me.


John

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Thursday, April 21, 2011 9:10 AM
To: Hansen.Scott@epamail.epa.gov; Thomas.Benson@usdoj.gov;
Short.Thomas@epamail.epa.gov; Garber.Deborah@epamail.epa.gov; Dunn, James R -
DNR; Graff, Daniel A - DNR; Robinson, John H - DNR
Subject: Ashland Meeting on AOC and Tech Issues

All,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege



Please let me know if you are available the 16th or 17th (I know Dan Graff may not be available May 17th, so please focus on the 16th as 1st choice) for a meeting in Chicago and whether you have any concerns or questions about the process I've described.

Thanks,

Craig

05-FOI-00906-11WH-1059

Craig Melodia /R5/USEPA/US

04/26/2011 11:26 AM

To Deborah Garber

cc

bcc

Subject Fw: case review - ATTACHED IS MY RUNNING CASE LIST

Here are the updates....



Melodia-April-11.docx

----- Forwarded by Craig Melodia/R5/USEPA/US on 04/26/2011 11:25 AM -----

From: Deborah Garber/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 04/25/2011 09:38 AM
Subject: case review - ATTACHED IS MY RUNNING CASE LIST

[attachment "melodia.wpd" deleted by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1060

Craig Melodia /R5/USEPA/US

05/04/2011 10:36 AM

To Larry Kyte, LAWRENCE SCHMITT

cc Deborah Garber, REBECCA FREY, Scott Hansen,
Thomas.Benson

bcc

Subject Ashland Updated RD/RA Plan

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED] Please let me know if you have any questions.

Thanks,

Craig



Region 5 negotiation Plan-May-4-11 (revised).docx

05-FOI-00906-11WH-1061

Craig Melodia /R5/USEPA/US

05/05/2011 04:02 PM

To "Graff, Daniel A - DNR"

cc "Graff, Daniel A - DNR"

bcc

Subject Re: Wisconsin Lakebed Ownership Cite

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks Dan.

I will forward any comments I receive from Xcel or, as per your request, send you and John an email tomorrow that I have not received comments.

Thanks again,

Craig



ELS- Chart XIV, Line at Which jus privatums Meet_4-15-11.docx



ELS-Chart XV, Line to Which Public Trust Doctrine_jus publicum_Extends_4-15-11.docx



ELS-CHART XVI, Public Access Rights Along the Shore_4-15-11.docx

"Graff, Daniel A - DNR"

It's State v. Trudeau, 139 Wisc...

05/05/2011 03:46:38 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 05/05/2011 03:46 PM
Subject: Wisconsin Lakebed Ownership Cite

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

DAN

05-FOI-00906-11WH-1062

Craig Melodia /R5/USEPA/US

05/12/2011 03:46 PM

To Craig Melodia

cc

bcc

Subject Ashland AOC



ASHLAND-EPA-Draft-Pilot-AOC-3-22-11.docx

05-FOI-00906-11WH-1063

Craig Melodia /R5/USEPA/US

05/16/2011 04:15 PM

To "Graff, Daniel A - DNR"

cc

bcc

Subject Re: Ashland notice letter - Attachments

Dan: Attached are the Word versions of the CD and SOW. I'm happy to send a hard copy thru mail if you want.

Craig



SNL-Encl2-Draft-RD-RA-CD-Share.docx



SNL-Encl3-Draft-SOW-Share.docx

"Graff, Daniel A - DNR"

Craig, I cannot seem to find a...

05/16/2011 04:01:34 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 05/16/2011 04:01 PM
Subject: Ashland notice letter - Attachments

Craig,

I cannot seem to find any further communication from you on the draft Consent Order and corresponding Scope of Work, which as discussed below were attached to the April 27 Special Notice Letters.

I may have misplaced it, and if so my apologies, but if it is not coming in hard copy please sent [or send again].

Thanks,

DAN

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Wednesday, April 27, 2011 04:41 PM
To: Graff, Daniel A - DNR
Subject: RE: Ashland notice letter

You're right and will send the full letter with attachments. Thanks for the offer to hold the call without you, but hope you can join.

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 04/27/2011 04:26 PM

Subject: RE: Ashland notice letter

Thanks, Craig. I note with an over-attention to detail that the PDF doesn't include Attachments 2, 3, and 4, which the WDNR will need eventually. Please share when it's reasonable.

Also, it may be that a check in of USEPA and WNDNR is needed the week of May 9th, when I'm mostly travelling. In that case, please carry on without me. John can bring me up to speed on any legal issues, etc. when we ride the train from Harvard on the 16th.

DAN

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [
mailto:Melodia.Craig@epamail.epa.gov]

Sent: Wednesday, April 27, 2011 04:13 PM

To: Dunn, James R - DNR; Graff, Daniel A - DNR; Robinson, John H - DNR

Cc: Hansen.Scott@epamail.epa.gov

Subject: Ashland notice letter

FYI, Attached please see notice letter that is being mailed today. I was able to contact the RRs earlier today to let them know this is coming. Scott and I also spoke with a reporter from Ashland about the letter and next steps.

(See attached file: ashland-SNL-042711.pdf)

05-FOI-00906-11WH-1064

Craig Melodia /R5/USEPA/US

05/25/2011 02:42 PM

To "Graff, Daniel A - DNR"

cc "Graff, Daniel A - DNR", "Dunn, James R - DNR", "Robinson, John H - DNR"

bcc

Subject Re: FW: FOIA letter

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks Dan.

Jamie:

Thanks again,

Craig

"Graff, Daniel A - DNR"

Jamie, Craig and I were just s...

05/25/2011 02:38:50 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA, "Dunn, James R - DNR" <James.Dunn@Wisconsin.gov>
Cc: "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 05/25/2011 02:38 PM
Subject: FW: FOIA letter

Jamie,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks.

DAN

-----Original Message-----

From: Dunn, James R - DNR
Sent: Wednesday, May 25, 2011 01:44 PM
To: Robinson, John H - DNR; Graff, Daniel A - DNR
Subject: FW: FOIA letter

This is similar to the request sent to us and then rescinded. They have asked for only 2 letters from us. I am working on getting them the letters.

Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

-----Original Message-----

From: Hansen.Scott@epamail.epa.gov [mailto:Hansen.Scott@epamail.epa.gov]
Sent: Wednesday, May 25, 2011 1:02 PM
To: Dunn, James R - DNR
Subject: Re: FOIA letter

(See attached file: ashland-FOIArequest.pdf)
[attachment "ashland-FOIArequest.pdf" deleted by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1065

Craig Melodia /R5/USEPA/US

06/01/2011 10:21 AM

To Joanna Glowacki

cc

bcc

Subject FOIA for Ashland Lakefront Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Joanna:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks very much for any guidance you can provide.

Craig

05-FOI-00906-11WH-1066

Craig Melodia /R5/USEPA/US

06/01/2011 10:29 AM

To Joanna Glowacki

cc

bcc

Subject Re: FOIA for Ashland Lakefront Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks again

Joanna Glowacki

A lot in your msg for a quick email re...

06/01/2011 10:25:40 AM

From: Joanna Glowacki/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 06/01/2011 10:25 AM
Subject: Re: FOIA for Ashland Lakefront Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Will try today but I'm leaving Friday for two weeks and madly trying to wrap things up. If not today tomorrow for sure. Let me know when you're available. Thx

-----Craig Melodia/R5/USEPA/US wrote: -----

=====

To: Joanna Glowacki/R5/USEPA/US@EPA
From: Craig Melodia/R5/USEPA/US
Date: 06/01/2011 10:21AM
Subject: FOIA for Ashland Lakefront Superfund Site
=====

Hi Joanna:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks very much for any guidance you can provide.

Craig

05-FOI-00906-11WH-1067

Craig Melodia /R5/USEPA/US

06/01/2011 03:01 PM

To John.Robinson

cc

bcc

Subject Fw: Ashland ROD: IC language

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

John: I just tried calling you but got the wrong number. Can you please call me or send me your # again.

[REDACTED]

----- Forwarded by Craig Melodia/R5/USEPA/US on 06/01/2011 02:59 PM -----

From: Craig Melodia/R5/USEPA/US
To: John.Robinson@wisconsin.gov, Daniel.Graff@wisconsin.gov
Cc: Scott Hansen/R5/USEPA/US@EPA
Date: 02/12/2010 10:41 AM
Subject: Ashland ROD: IC language

John:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Thanks,

Craig

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

05-FOI-00906-11WH-1068

Craig Melodia /R5/USEPA/US

06/06/2011 08:39 AM

To Deloris Johnson

cc

bcc

Subject Fw: 05-FOI-906-11 Ashland/Northern States Power
Lakefront

Deloris: Here's the FOIA for the Ashland Site we discussed. In addition to the attachments to the referral that we will release, I have hard copies of other responsive documents. Can you help me scan those so we can release everything on discs? Thanks

----- Forwarded by Craig Melodia/R5/USEPA/US on 06/06/2011 08:37 AM -----

From: Helen Mays/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA
Cc: Patricia Krause/R5/USEPA/US@EPA
Date: 05/24/2011 03:24 PM
Subject: 05-FOI-906-11 Ashland/Northern States Power Lakefront

I have a FOIA request regarding Ashland/Northern States Power Lakefront NPL site in Wisconsin.



3126922918-228896-1027.pdf

Helen Mays, FOIA Specialist
Superfund Division
Enforcement and Compliance
Assurance Branch
Enforcement Services Section #3
U.S. EPA, Region 5
(312) 886-6229
Fax # (312) 692-2918

05-FOI-00906-11WH-1069

Ann Coyle/R5/USEPA/US

06/06/2011 12:17 PM

To Craig Melodia

cc

bcc

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Subject Re: Fw: FOIA for Ashland Lakefront Superfund Site

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia

Ann: One other question you may hav...

06/06/2011 11:57:39 AM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/06/2011 11:57 AM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Ann:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks again,

Craig

Ann Coyle

Hi Craig, As a preliminary matter, do yo...

06/06/2011 11:31:35 AM

From: Ann Coyle/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 06/06/2011 11:31 AM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

--Ann

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia

Ann: With apologies, please see attac...

06/06/2011 09:09:33 AM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/06/2011 09:09 AM
Subject: Fw: FOIA for Ashland Lakefront Superfund Site

Ann: [REDACTED]
[REDACTED]

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 06/06/2011 09:02 AM -----

From: Craig Melodia/R5/USEPA/US
To: Joanna Glowacki/R5/USEPA/US@EPA
Date: 06/01/2011 10:21 AM
Subject: FOIA for Ashland Lakefront Superfund Site

Hi Joanna: [REDACTED]
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks very much for any guidance you can provide.

Craig

05-FOI-00906-11WH-1070

Ann Coyle/R5/USEPA/US

06/07/2011 03:51 PM

To Craig Melodia

cc

bcc

Subject Re: Fw: FOIA for Ashland Lakefront Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hi Craig,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia

Ann: I reviewed the DOJ guidance and...

06/07/2011 02:36:55 PM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/07/2011 02:36 PM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Ann: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks again for your help as I work through all of these issues ,

Craig

Ann Coyle

Hi Craig, As a preliminary matter, do yo...

06/06/2011 11:31:35 AM

From: Ann Coyle/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 06/06/2011 11:31 AM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

--Ann

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia

Ann: With apologies, please see attac...

06/06/2011 09:09:33 AM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/06/2011 09:09 AM
Subject: Fw: FOIA for Ashland Lakefront Superfund Site

Ann: With apologies, please see attached email seeking some FOIA guidance. Joanna couldn't get back to me before she left on Friday. The email provides some background and questions. Any guidance you can provide would be much appreciated. If it makes sense to meet please let me know.

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 06/06/2011 09:02 AM -----

From: Craig Melodia/R5/USEPA/US
To: Joanna Glowacki/R5/USEPA/US@EPA
Date: 06/01/2011 10:21 AM
Subject: FOIA for Ashland Lakefront Superfund Site

Hi Joanna

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]


[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



Thanks very much for any guidance you can provide.

Craig

05-FOI-00906-11WH-1071

Craig Melodia /R5/USEPA/US

06/07/2011 04:40 PM

To Craig Melodia

cc

bcc

Subject FOIA: Ashland/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Greg:



Thank you,

Craig Melodia
USEPA
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1072

Craig Melodia /R5/USEPA/US

06/09/2011 04:20 PM

To Craig Melodia

cc

bcc

Subject AOC



ASHLAND-EPA-Draft-Pilot-AOC-6-8-11.docx

05-FOI-00906-11WH-1073

Craig Melodia /R5/USEPA/US

06/13/2011 10:46 AM

To "Graff, Daniel A - DNR", Thomas.Benson

cc

bcc

Subject FOIA Guidance

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

05-FOI-00906-11WH-1074

Craig Melodia /R5/USEPA/US

06/23/2011 01:14 PM

To "Graff, Daniel A - DNR"

cc

bcc

Subject *Confidential: RE: FOIA Guidance - Confidential

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Dan, Thanks for the messages. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Let's plan to discuss further when
you're available.

Craig

"Graff, Daniel A - DNR"

Attorney W...

06/23/2011 12:55:41 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 06/23/2011 12:55 PM
Subject: RE: FOIA Guidance - Confidential

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Attorney Work Product - Confidential

Craig,

A belated thanks for this focused legal research.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

I'm in today except for a meeting 2:30-3:30 and all tomorrow, so if you have a few minutes and I haven't yet called you, feel free to give a ring at 608-264-8527.

DAN GRAFF

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]

Sent: Monday, June 13, 2011 10:47 AM

To: Graff, Daniel A - DNR; Thomas.Benson@usdoj.gov

Subject: FOIA Guidance

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

05-FOI-00906-11WH-1075

Craig Melodia /R5/USEPA/US

06/23/2011 04:28 PM

To Craig Melodia

cc

bcc

Subject AOC SOW



ASHLAND-EPA-Draft-Pilot-AOC-6-23-11.docx



ASHLAND-EPA-Draft-Pilot-SOW-3-22-11.docx

05-FOI-00906-11WH-1076

Craig Melodia /R5/USEPA/US

06/27/2011 02:14 PM

To "Graff, Daniel A - DNR", Thomas.Benson

cc Scott Hansen

bcc

Subject Ashland: Draft Letter to Xcel

Tom, Dan:

Attached is a draft letter to Xcel forwarding the revised AOC and commenting on the PSVP . Please let me know if you have any questions or comments.

Craig



EPA-Ltr-AOC-SOW-PSVP-6-27-11.docx

05-FOI-00906-11WH-1077

Craig Melodia /R5/USEPA/US

07/06/2011 02:45 PM

To "Graff, Daniel A - DNR"

cc "Graff, Daniel A - DNR", "Robinson, John H - DNR", Scott Hansen, Thomas.Benson

bcc

Subject *Confidential: Re: FW: Ashland: Draft Letter to Xcel - Confidential

Dan: Attached is the final draft letter on the PSVP. Please let us know if you have any additional comments.

Thanks,

Craig



EPA-Ltr-AOC-SOW-PSVP-7-7-11.docx

"Graff, Daniel A - DNR"

Craig, A few review comments...

07/06/2011 11:44:20 AM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Date: 07/06/2011 11:44 AM
Subject: FW: Ashland: Draft Letter to Xcel - Confidential

Craig,

A few review comments from Jamie to your letter we discussed this morning. They show up in my screen as blue. I think they will be easy to incorporate into the version you are working on to address Tom Benson's comments among other things for distribution later today.

DAN

-----Original Message-----

From: Robinson, John H - DNR
Sent: Wednesday, July 06, 2011 11:39 AM
To: Graff, Daniel A - DNR
Cc: Dunn, James R - DNR
Subject: FW: Ashland: Draft Letter to Xcel - Confidential

Dan

Here are Jamie's comments on the PSVP. You may want to share them with Craig before he sends out the next draft. Sorry for the delay.

John

-----Original Message-----

From: Dunn, James R - DNR
Sent: Tuesday, June 28, 2011 1:46 PM
To: Robinson, John H - DNR
Subject: RE: Ashland: Draft Letter to Xcel - Confidential

Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

-----Original Message-----

From: Robinson, John H - DNR
Sent: Tuesday, June 28, 2011 11:48 AM
To: Dunn, James R - DNR
Subject: FW: Ashland: Draft Letter to Xcel - Confidential

Here is the letter.

-----Original Message-----

From: Graff, Daniel A - DNR
Sent: Monday, June 27, 2011 2:23 PM
To: Robinson, John H - DNR
Cc: Graff, Daniel A - DNR
Subject: FW: Ashland: Draft Letter to Xcel - Confidential

Attorney Work Product - Confidential

For your consideration, John. Let's include this in our check-in tomorrow on Ashland.

DAN

-----Original Message-----

From: Melodia.Craig@epamail.epa.gov [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Monday, June 27, 2011 02:15 PM
To: Graff, Daniel A - DNR; Thomas.Benson@usdoj.gov
Cc: Hansen.Scott@epamail.epa.gov
Subject: Ashland: Draft Letter to Xcel

Tom, Dan:

Attached is a draft letter to Xcel forwarding the revised AOC and commenting on the PSVP. Please let me know if you have any questions or comments.

Craig

(See attached file: EPA-Ltr-AOC-SOW-PSVP-6-27-11.docx)
[attachment "EPA-Ltr-AOC-SOW-PSVP-6-27-11.docx" deleted by Craig
Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1078

Craig Melodia /R5/USEPA/US

07/11/2011 12:04 PM

To "Graff, Daniel A - DNR"

cc "Graff, Daniel A - DNR"

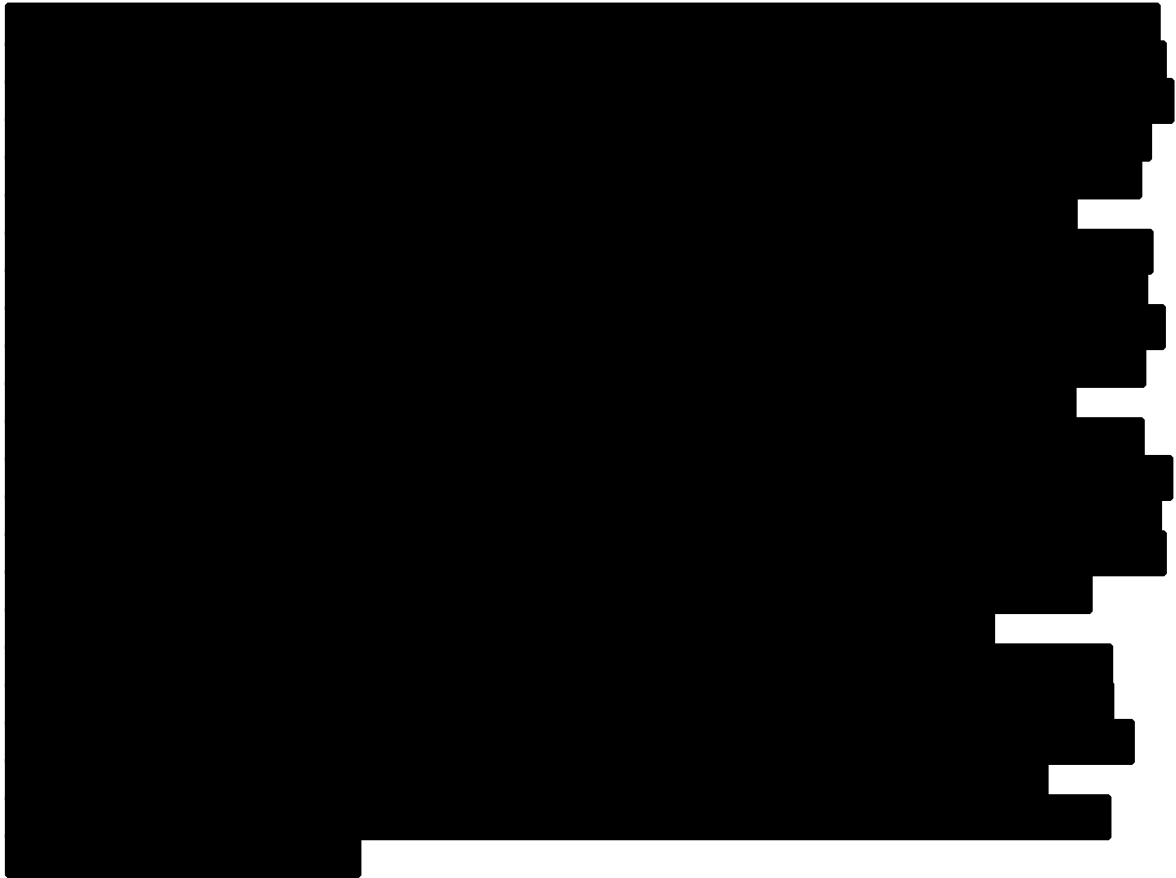
bcc

Subject *Confidential: Re: FW: Confidential - Attorney Client
Communication

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks Dan: I revised the first bullet. Can you run this by your team (esp. the new 2nd para). Thanks!

[REDACTED]



"Graff, Daniel A - DNR"

One more potential clarificatio...

07/11/2011 11:51:46 AM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 07/11/2011 11:51 AM
Subject: FW: Confidential - Attorney Client Communication

One more potential clarification, Craig, if there is still time. Pretty minor . . .

DAN

From: Dunn, James R - DNR
Sent: Monday, July 11, 2011 10:47 AM
To: Graff, Daniel A - DNR
Cc: Robinson, John H - DNR
Subject: RE: Confidential - Attorney Client Communication

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege



Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

From: Robinson, John H - DNR
Sent: Monday, July 11, 2011 9:28 AM
To: Dunn, James R - DNR
Subject: RE: Confidential - Attorney Client Communication

Thanks, any other comments on the draft response?

From: Dunn, James R - DNR
Sent: Monday, July 11, 2011 9:16 AM
To: Graff, Daniel A - DNR
Cc: Robinson, John H - DNR; Dunn, James R - DNR
Subject: Confidential - Attorney Client Communication

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

[attachment "JRD EPA-Response-Ltr-7-11-11.docx" deleted by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1079

Craig Melodia /R5/USEPA/US

07/11/2011 03:50 PM

To "Graff, Daniel A - DNR"

cc

bcc

Subject *Confidential: RE: Re: FW: Confidential - Attorney Client Communication

Ok, thanks again.

"Graff, Daniel A - DNR"

Attorney W...

07/11/2011 03:14:17 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Date: 07/11/2011 03:14 PM
Subject: RE: *Confidential: Re: FW: Confidential - Attorney Client Communication

Attorney Work Product - Confidential

Craig,

Jamie and I have looked this over, and it appears fine from our perspectives. John is out of the office today, so I think we'll have to go with this WDNR input, given your tight time lines.

DAN

-----Original Message-----

From: Craig Melodia [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Monday, July 11, 2011 12:04 PM
To: Graff, Daniel A - DNR
Cc: Graff, Daniel A - DNR
Subject: *Confidential: Re: FW: Confidential - Attorney Client Communication

Thanks Dan: I revised the first bullet. Can you run this by your team (esp. the new 2nd para). Thanks!

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 07/11/2011 11:51 AM
Subject: FW: Confidential - Attorney Client Communication

One more potential clarification, Craig, if there is still time. Pretty minor
. . .

DAN

From: Dunn, James R - DNR
Sent: Monday, July 11, 2011 10:47 AM
To: Graff, Daniel A - DNR
Cc: Robinson, John H - DNR
Subject: RE: Confidential - Attorney Client Communication

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

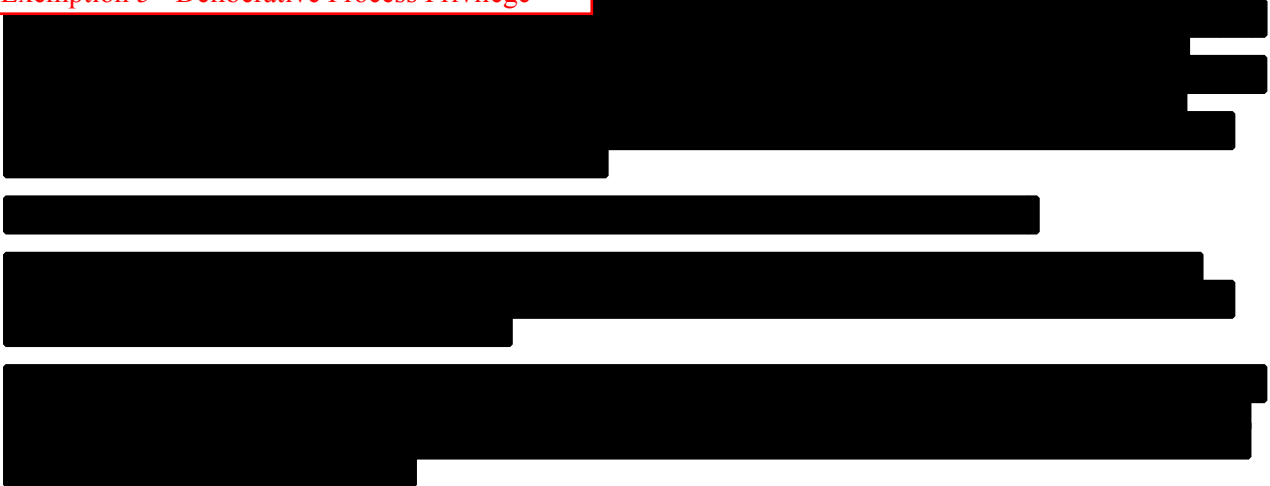
From: Robinson, John H - DNR
Sent: Monday, July 11, 2011 9:28 AM
To: Dunn, James R - DNR
Subject: RE: Confidential - Attorney Client Communication

Thanks, any other comments on the draft response?

From: Dunn, James R - DNR
Sent: Monday, July 11, 2011 9:16 AM
To: Graff, Daniel A - DNR
Cc: Robinson, John H - DNR; Dunn, James R - DNR
Subject: Confidential - Attorney Client Communication

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege



Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

[attachment "JRD EPA-Response-Ltr-7-11-11.docx" deleted by Craig
Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1080

Craig Melodia /R5/USEPA/US

07/11/2011 04:56 PM

To Deloris Johnson

cc

bcc

Subject Ashland FOIA Request: Railroad Documents on C:drive

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Deloris:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

05-FOI-00906-11WH-1081

Craig Melodia /R5/USEPA/US

07/12/2011 02:17 PM

To Lulu Cheng

cc

bcc

Subject Ashland Special Notice Letters and Responses

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Lulu:

[REDACTED]

[REDACTED]

Please let

me know if you have any questions about this or would like to discuss further .

Thanks,

Craig Melodia
USEPA Region 5
Office of Regional Counsel

(312) 353-8870



Final GFO.pdf



EPA-Response-Xcel-Ltr-7-12-11.docx

05-FOI-00906-11WH-1082

Craig Melodia /R5/USEPA/US

07/12/2011 02:53 PM

To Hiral Shah

cc Michael Northridge, Larry Kyte

bcc

Subject Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Please let me know if you have questions or would like to discuss further .

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1083

Craig Melodia /R5/USEPA/US

07/12/2011 03:22 PM

To "Graff, Daniel A - DNR"

cc

bcc

Subject *Confidential: RE: Re: FW: Confidential - Attorney Client Communication

Thanks Dan for the info and your continued participation through the 20th. I hope you and your family enjoy the birthday celebrations!

"Graff, Daniel A - DNR"

Craig, I'm out tomorrow [Wedn...

07/12/2011 03:15:22 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 07/12/2011 03:15 PM
Subject: RE: *Confidential: Re: FW: Confidential - Attorney Client Communication

Craig,

I'm out tomorrow [Wednesday July 13th] spending the day recreating and celebrating my daughter's 21st birthday. If you need to communicate with WDNR, please feel free to contact John Robinson directly, and for the near future if I'm not available. In a pinch, call my cell at 608-770-1318 and feel free to leave a message.

I will be in the office and participating in Thursday's attorneys call with Xcel's group. I'm also available for and planning to attend the currently planned meeting at your office in Region 5 next Wednesday July 20th. After that my WDNR availability is very much reduced.

DAN

-----Original Message-----

From: Craig Melodia [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Monday, July 11, 2011 03:50 PM
To: Graff, Daniel A - DNR
Subject: RE: *Confidential: Re: FW: Confidential - Attorney Client Communication

Ok, thanks again.

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Date: 07/11/2011 03:14 PM
Subject: RE: *Confidential: Re: FW: Confidential - Attorney Client Communication

Attorney Work Product - Confidential

Craig,

Jamie and I have looked this over, and it appears fine from our perspectives. John is out of the office today, so I think we'll have to go with this WDNR input, given your tight time lines.

DAN

-----Original Message-----

From: Craig Melodia [mailto:Melodia.Craig@epamail.epa.gov]

Sent: Monday, July 11, 2011 12:04 PM

To: Graff, Daniel A - DNR

Cc: Graff, Daniel A - DNR

Subject: *Confidential: Re: FW: Confidential - Attorney Client Communication

Thanks Dan: I revised the first bullet. Can you run this by your team (esp. the new 2nd para). Thanks!

- NSPW's conditional offer to perform the RD/RA for Kreher Park so long as other PRPs finance the work at the levels in the Gradient Allocation Report is not a demonstration of NSPW's willingness and capability to finance the RD/RA.

Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege



Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 07/11/2011 11:51 AM
Subject: FW: Confidential - Attorney Client Communication

One more potential clarification, Craig, if there is still time. Pretty minor
...

DAN

From: Dunn, James R - DNR
Sent: Monday, July 11, 2011 10:47 AM
To: Graff, Daniel A - DNR
Cc: Robinson, John H - DNR
Subject: RE: Confidential - Attorney Client Communication

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

From: Robinson, John H - DNR
Sent: Monday, July 11, 2011 9:28 AM
To: Dunn, James R - DNR
Subject: RE: Confidential - Attorney Client Communication

Thanks, any other comments on the draft response?

From: Dunn, James R - DNR
Sent: Monday, July 11, 2011 9:16 AM
To: Graff, Daniel A - DNR
Cc: Robinson, John H - DNR; Dunn, James R - DNR
Subject: Confidential - Attorney Client Communication

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Jamie Dunn
Hydrogeologist
Remediation & Redevelopment Program
Northern Region - Spooner
715 635-4049

[attachment "JRD EPA-Response-Ltr-7-11-11.docx" deleted by Craig
Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1084

Craig Melodia /R5/USEPA/US

07/12/2011 04:06 PM

To Lulu Cheng

cc

bcc

Subject Re: Ashland Special Notice Letters and Responses

Thanks Lulu. The letter is in signoff and I'll try and make your changes. Thanks for the quick review.

Craig

Lulu Cheng

Thanks very much Craig. The letter loo...

07/12/2011 04:03:25 PM

From: Lulu Cheng/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 07/12/2011 04:03 PM
Subject: Re: Ashland Special Notice Letters and Responses

Thanks very much Craig. The letter looks great. I'm not sure the status (e.g. whether the letter has gone out) - attached are a few grammar/typo fixes and suggestions if they are helpful in any way.

[attachment "comments to Ashland response 07_12_11.docx" deleted by Craig Melodia/R5/USEPA/US]

Craig Melodia

Lulu: Special notice letters were sent t...

07/12/2011 03:17:44 PM

From: Craig Melodia/R5/USEPA/US
To: Lulu Cheng/DC/USEPA/US@EPA
Date: 07/12/2011 03:17 PM
Subject: Ashland Special Notice Letters and Responses

Lulu: **Exemption 5 - Attorney Client Privilege**
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

Please let me know if you have any questions about this or would like to discuss further.

Thanks,

Craig Melodia
USEPA Region 5
Office of Regional Counsel

(312) 353-8870

[attachment "Final GFO.pdf" deleted by Lulu Cheng/DC/USEPA/US] [attachment
"EPA-Response-Xcel-Ltr-7-12-11.docx" deleted by Lulu Cheng/DC/USEPA/US]

05-FOI-00906-11WH-1085

Hiral Shah/DC/USEPA/US

07/13/2011 09:42 AM

To Craig Melodia

cc Larry Kyte, Michael Northridge

bcc

Subject Re: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Craig

[REDACTED] He is out of the office until July 20. Can we discuss this with him when he returns or do we need to address this right away?

Thanks

Hiral

Hiral N. Shah, Attorney-Advisor

U.S. Environmental Protection Agency

Office of Site Remediation Enforcement - RSD

Phone: (202) 564-1411

Fax: (202) 501-0269

Email: shah.hiral@epa.gov

Protecting the environment is everyone's responsibility. You can help by reporting potential environmental violations. To do so, visit EPA's website at <http://www.epa.gov/compliance/complaints/index.html>

Craig Melodia

Hiral: I am the attorney for the Ashland...

07/12/2011 03:53:35 PM

From: Craig Melodia/R5/USEPA/US
To: Hiral Shah/DC/USEPA/US@EPA
Cc: Michael Northridge/DC/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA
Date: 07/12/2011 03:53 PM
Subject: Ashland Lakefront/Northern States Power Superfund Site

Hiral:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Please let me know if you have questions or would like to discuss further .

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1086

Craig Melodia /R5/USEPA/US

07/13/2011 10:49 AM

To Hiral Shah

cc Larry Kyte, Michael Northridge

bcc

Subject Re: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral: [REDACTED]

Thank you,

Craig

-----Hiral Shah/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Hiral Shah/DC/USEPA/US
Date: 07/13/2011 09:42AM
cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Craig

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks for the email. [REDACTED]

[REDACTED] He is out of the office until July 20. Can we discuss this with him when he returns or do we need to address this right away?

Thanks

Hiral

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
Fax: (202) 501-0269
Email: shah.hiral@epa.gov

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Craig Melodia---07/12/2011 03:53:35 PM---Hiral: I am the attorney for the Ashland Lakefront NPL Site in Ashland, WI. Larry Kyte suggested

From: Craig Melodia/R5/USEPA/US
To: Hiral Shah/DC/USEPA/US@EPA
Cc: Michael Northridge/DC/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA
Date: 07/12/2011 03:53 PM
Subject: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Please let me know if you have questions or would like to discuss further .

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1087

Craig Melodia /R5/USEPA/US

07/14/2011 11:16 AM

To DEBORAH GARBER

cc

bcc

Subject Re: Remember me?

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

DEBORAH GARBER

Wondering how the RD/RA nego...

07/14/2011 08:48:54 AM

From: DEBORAH GARBER <deborahgarber@sbcglobal.net>
To: Craig Melodia/R5/USEPA/US@EPA
Date: 07/14/2011 08:48 AM
Subject: Remember me?

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

--- On Mon, 6/20/11, Melodia.Craig@epamail.epa.gov <Melodia.Craig@epamail.epa.gov> wrote:

From: Melodia.Craig@epamail.epa.gov <Melodia.Craig@epamail.epa.gov>
Subject: Hi!
To: deborahgarber@sbcglobal.net
Date: Monday, June 20, 2011, 1:21 PM

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

05-FOI-00906-11WH-1088

Craig Melodia /R5/USEPA/US

07/14/2011 02:17 PM

To "Graff, Daniel A - DNR"

cc "Graff, Daniel A - DNR", "Robinson, John H - DNR"

bcc

Subject *Confidential: RE: Re: FW: Confidential Attorney Client Communication Draft Response to NSPW Good Faith Offer (3rd Draft)

Final ltrs are in signoff and will email later today .

"Graff, Daniel A - DNR"

Craig, Thanks for putting this t...

07/08/2011 04:04:38 PM

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
Date: 07/08/2011 04:04 PM
Subject: RE: *Confidential: Re: FW: Confidential Attorney Client Communication Draft Response to NSPW Good Faith Offer (3rd Draft)

Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks for putting this together and giving the Department a chance to offer comment.

John,

DAN

-----Original Message-----

From: Craig Melodia [mailto:Melodia.Craig@epamail.epa.gov]
Sent: Friday, July 08, 2011 03:53 PM
To: Graff, Daniel A - DNR
Cc: Graff, Daniel A - DNR; Robinson, John H - DNR; Craig Melodia
Subject: *Confidential: Re: FW: Confidential Attorney Client Communication Draft Response to NSPW Good Faith Offer (3rd Draft)

Dan, John: Thank you for the comments. Please see attached draft response to xcel letter. Have a good weekend.

Craig

(See attached file: EPA-Response-Ltr-7-11-11.docx)

From: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>
To: Craig Melodia/R5/USEPA/US@EPA
Cc: "Graff, Daniel A - DNR" <Daniel.Graff@Wisconsin.gov>, "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>
Date: 07/08/2011 03:28 PM
Subject: FW: Confidential Attorney Client Communication Draft Response to NSPW
Good Faith Offer (3rd Draft)

Attorney Work Product - Confidential

Craig,

Here's reaction from John and the crew [including me] on Xcel's "good faith offer" submittals sent last Thursday June 30th.

Please use as appropriate, and feel free to call or email John or myself if you have questions, comments or concerns.

DAN

From: Robinson, John H - DNR
Sent: Friday, July 08, 2011 02:52 PM
To: Graff, Daniel A - DNR
Subject: FW: Confidential Attorney Client Communication Draft Response to NSPW Good Faith Offer (3rd Draft)

Dan

Please see the latest version below.

John

From: Graff, Daniel A - DNR
Sent: Friday, July 08, 2011 2:35 PM
To: Robinson, John H - DNR
Cc: Graff, Daniel A - DNR
Subject: FW: Confidential Attorney Client Communication Draft Response to NSPW Good Faith Offer (3rd Draft)

My comments, John.

DAN

From: Robinson, John H - DNR
Sent: Friday, July 08, 2011 12:11 PM
To: Graff, Daniel A - DNR
Subject: RE: Confidential Attorney Client Communication Draft

Response to NSPW Good Faith Offer (3rd Draft)

Dan

Please review this draft, it corrects a couple of typos and includes the comments on the Gradient Report.

John Robinson
Northern Region Team Supervisor
Bureau of Remediation & Redevelopment
Wisconsin Department of Natural Resources
(715) 365-8976

[attachment "Good faith offere comments on NSPW submittal July 8 (2).doc" deleted by Craig Melodia/R5/USEPA/US] [attachment "Doc1 (2).doc" deleted by Craig Melodia/R5/USEPA/US]

05-FOI-00906-11WH-1089

Craig Melodia /R5/USEPA/US

07/21/2011 01:07 PM

To Hiral Shah

cc Larry Kyte, Michael Northridge

bcc

Subject Re: Ashland Lakefront/Northern States Power Superfund Site

Hiral,

Yes, I'm available at 4:30 est. Want to call me at (312) 353-8870? Thanks

Hiral Shah

Craig, Are you (and maybe Larry) avai...

07/21/2011 12:49:36 PM

From: Hiral Shah/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/21/2011 12:49 PM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Craig,

Are you (and maybe Larry) available to do a conference call with us today at 4:30ish EST ?

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
Fax: (202) 501-0269
Email: shah.hiral@epa.gov

Protecting the environment is everyone's responsibility. You can help by reporting potential environmental violations. To do so, visit EPA's website at <http://www.epa.gov/compliance/complaints/index.html>

Craig Melodia

Hiral: Thank you for the response. Yes...

07/13/2011 11:49:57 AM

From: Craig Melodia/R5/USEPA/US
To: Hiral Shah/DC/USEPA/US@EPA
Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/13/2011 11:49 AM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Hiral: Thank you for the response.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thank you,

Craig

-----Hiral Shah/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Hiral Shah/DC/USEPA/US

Date: 07/13/2011 09:42AM

cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA

Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Craig

Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege

Thanks for the email.

He is out of the office until July 20. Can we discuss this with him when he returns or do we need to address this right away?

Thanks

Hiral

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
Fax: (202) 501-0269
Email: shah.hiral@epa.gov

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Craig Melodia---07/12/2011 03:53:35 PM---Hiral: I am the attorney for the Ashland Lakefront NPL Site in Ashland, WI. Larry Kyte suggested

From: Craig Melodia/R5/USEPA/US

To: Hiral Shah/DC/USEPA/US@EPA

Cc: Michael Northridge/DC/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA

Date: 07/12/2011 03:53 PM

Subject: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege

Hiral: Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1090

Hiral Shah/DC/USEPA/US

07/21/2011 01:11 PM

To Craig Melodia

cc Larry Kyte, Michael Northridge

bcc

Subject Re: Ashland Lakefront/Northern States Power Superfund Site

Sure, Mike and I will call you.

It may be a bit after 4:30 like 4:45 since Mike has another call that is scheduled from 330-5 but it is not expected to go the entire time. Is that ok?

Thanks

Hiral N. Shah, Attorney-Advisor

U.S. Environmental Protection Agency

Office of Site Remediation Enforcement - RSD

Phone: (202) 564-1411

Fax: (202) 501-0269

Email: shah.hiral@epa.gov

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Craig Melodia

[Hiral, Yes, I'm available at 4:30 est. W...](#)

07/21/2011 02:07:35 PM

From: Craig Melodia/R5/USEPA/US
To: Hiral Shah/DC/USEPA/US@EPA
Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/21/2011 02:07 PM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Hiral,

Yes, I'm available at 4:30 est. Want to call me at (312) 353-8870? Thanks

Hiral Shah

[Craig, Are you \(and maybe Larry\) avai...](#)

07/21/2011 12:49:36 PM

From: Hiral Shah/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/21/2011 12:49 PM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

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Hiral N. Shah, Attorney-Advisor

U.S. Environmental Protection Agency

Office of Site Remediation Enforcement - RSD

Phone: (202) 564-1411

Fax: (202) 501-0269

Email: shah.hiral@epa.gov

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Craig Melodia

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07/13/2011 11:49:57 AM

From: Craig Melodia/R5/USEPA/US
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Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/13/2011 11:49 AM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Hiral: Thank you for the response.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thank you,

Craig

-----Hiral Shah/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Hiral Shah/DC/USEPA/US
Date: 07/13/2011 09:42AM
cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Craig

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks for the email.

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Thanks

Hiral

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
Fax: (202) 501-0269
Email: shah.hiral@epa.gov

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Craig Melodia---07/12/2011 03:53:35 PM---Hiral: I am the attorney for the Ashland Lakefront NPL Site in Ashland, WI. Larry Kyte suggested

From: Craig Melodia/R5/USEPA/US
To: Hiral Shah/DC/USEPA/US@EPA
Cc: Michael Northridge/DC/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA

Date: 07/12/2011 03:53 PM

Subject: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Please let me know if you have questions or would like to discuss further .

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1091

Craig Melodia /R5/USEPA/US

07/21/2011 01:12 PM

To Hiral Shah

cc Larry Kyte, Michael Northridge

bcc

Subject Re: Ashland Lakefront/Northern States Power Superfund Site

Yes, that's fine. I also invited the Scott Hansen, the project manager, but don't know if he's available.

Hiral Shah

Sure, Mike and I will call you. It may be...

07/21/2011 01:11:25 PM

From: Hiral Shah/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/21/2011 01:11 PM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

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Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
Fax: (202) 501-0269
Email: shah.hiral@epa.gov

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Craig Melodia

Hiral, Yes, I'm available at 4:30 est. W...

07/21/2011 02:07:35 PM

From: Craig Melodia/R5/USEPA/US
To: Hiral Shah/DC/USEPA/US@EPA
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Date: 07/21/2011 02:07 PM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

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Hiral Shah

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07/21/2011 12:49:36 PM

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Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
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Email: shah.hiral@epa.gov

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Craig Melodia

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07/13/2011 11:49:57 AM

From: Craig Melodia/R5/USEPA/US
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Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/13/2011 11:49 AM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

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Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege

Thank you,

Craig

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To: Craig Melodia/R5/USEPA/US@EPA
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Craig

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Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
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Date: 07/12/2011 03:53 PM
Subject: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Please let me know if you have questions or would like to discuss further .

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1092

Hiral Shah/DC/USEPA/US

07/21/2011 01:15 PM

To Craig Melodia

cc Larry Kyte, Michael Northridge

bcc

Subject Re: Ashland Lakefront/Northern States Power Superfund Site

In that case, just in case either Scott or Larry want to join, let's use the following call in number and have the call start at 445 EST:

18662993188

Conf Code:2025641411#

Thanks

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
Fax: (202) 501-0269
Email: shah.hiral@epa.gov

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Craig Melodia

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07/21/2011 02:12:43 PM

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From: Hiral Shah/DC/USEPA/US
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Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency

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Phone: (202) 564-1411
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Email: shah.hiral@epa.gov

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Craig Melodia Hiral, Yes, I'm available at 4:30 est. W... 07/21/2011 02:07:35 PM

From: Craig Melodia/R5/USEPA/US
To: Hiral Shah/DC/USEPA/US@EPA
Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/21/2011 02:07 PM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Hiral,

Yes, I'm available at 4:30 est. Want to call me at (312) 353-8870? Thanks

Hiral Shah Craig, Are you (and maybe Larry) avai... 07/21/2011 12:49:36 PM

From: Hiral Shah/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/21/2011 12:49 PM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Craig,

Are you (and maybe Larry) available to do a conference call with us today at 4:30ish EST ?

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
Fax: (202) 501-0269
Email: shah.hiral@epa.gov

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Craig Melodia Hiral: Thank you for the response. Yes... 07/13/2011 11:49:57 AM

From: Craig Melodia/R5/USEPA/US
To: Hiral Shah/DC/USEPA/US@EPA
Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/13/2011 11:49 AM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral: Thank you for the response. [REDACTED]

Thank you,

Craig

-----Hiral Shah/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
From: Hiral Shah/DC/USEPA/US
Date: 07/13/2011 09:42AM
cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Craig

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Thanks for the email. [REDACTED]

[REDACTED] He is out of the office until July 20. Can we discuss this with him when he returns or do we need to address this right away?

Thanks

Hiral

Hiral N. Shah, Attorney-Advisor
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Craig Melodia---07/12/2011 03:53:35 PM---Hiral: I am the attorney for the Ashland Lakefront NPL Site in Ashland, WI. Larry Kyte suggested

From: Craig Melodia/R5/USEPA/US
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Date: 07/12/2011 03:53 PM
Subject: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Please let me know if you have questions or would like to discuss further .

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1093

Craig Melodia /R5/USEPA/US

07/21/2011 01:18 PM

To Hiral Shah

cc

bcc

Subject Re: Ashland Lakefront/Northern States Power Superfund Site

Great

Hiral Shah

In that case, just in case either Scott or...

07/21/2011 01:15:32 PM

From: Hiral Shah/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/21/2011 01:15 PM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

In that case, just in case either Scott or Larry want to join, let's use the following call in number and have the call start at 445 EST:

18662993188

Conf Code:2025641411#

Thanks

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
Fax: (202) 501-0269
Email: shah.hiral@epa.gov

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Craig Melodia

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07/21/2011 02:12:43 PM

From: Craig Melodia/R5/USEPA/US
To: Hiral Shah/DC/USEPA/US@EPA
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Date: 07/21/2011 02:12 PM
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07/21/2011 01:11:25 PM

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U.S. Environmental Protection Agency
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Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
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Craig Melodia

Hiral: Thank you for the response. Yes...

07/13/2011 11:49:57 AM

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Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral: Thank you for the response.

Thank you,

Craig

-----Hiral Shah/DC/USEPA/US wrote: -----

To: Craig Melodia/R5/USEPA/US@EPA
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Thanks

Hiral

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
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Date: 07/12/2011 03:53 PM
Subject: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral:

[REDACTED]

[REDACTED]

[REDACTED] Please let me know if you have questions or would like to discuss further .

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1094

Craig Melodia /R5/USEPA/US

07/21/2011 03:47 PM

To Hiral Shah

cc Larry Kyte, Michael Northridge

bcc

Subject Re: Ashland Lakefront/Northern States Power Superfund Site

Ok

Hiral Shah

Looks like the call will run past 4:45. J...

07/21/2011 03:31:26 PM

From: Hiral Shah/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA, Larry Kyte/R5/USEPA/US@EPA, Michael Northridge/DC/USEPA/US@EPA
Date: 07/21/2011 03:31 PM
Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Looks like the call will run past 4:45. Just to be safe, lets have our call at 5pm. Thanks.

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
Fax: (202) 501-0269
Email: shah.hiral@epa.gov

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Hiral Shah

In that case, just in case either Scott or...

07/21/2011 02:15:32 PM

From: Hiral Shah/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
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Date: 07/21/2011 02:15 PM
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In that case, just in case either Scott or Larry want to join , let's use the following call in number and have the call start at 445 EST:

18662993188
Conf Code:2025641411#

Thanks

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
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Email: shah.hiral@epa.gov

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Craig Melodia	Hiral: Thank you for the response. Yes...	07/13/2011 11:49:57 AM
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Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral: Thank you for the response.

Thank you,

Craig

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To: Craig Melodia/R5/USEPA/US@EPA
From: Hiral Shah/DC/USEPA/US
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Subject: Re: Ashland Lakefront/Northern States Power Superfund Site

Craig

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Thanks for the email.

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U.S. Environmental Protection Agency

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Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Hiral:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Please let me know if you have questions or would like to discuss further.

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1095

Craig Melodia /R5/USEPA/US

07/21/2011 04:24 PM

To Hiral Shah

cc Larry Kyte, Michael Northridge

bcc

Subject Re: Ashland Lakefront/Northern States Power Superfund Site

Good talking to you. Thanks again for the information.

Hiral Shah

In that case, just in case either Scott or...

07/21/2011 01:15:32 PM

From: Hiral Shah/DC/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
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Conf Code:2025641411#

Thanks

Hiral N. Shah, Attorney-Advisor
U.S. Environmental Protection Agency
Office of Site Remediation Enforcement - RSD
Phone: (202) 564-1411
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Exemption 5 - Deliberative Process Privilege

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Date: 07/12/2011 03:53 PM
Subject: Ashland Lakefront/Northern States Power Superfund Site

Exemption 5 - Attorney Client Privilege

Exemption 5 - Deliberative Process Privilege

Hiral:

[REDACTED]

[REDACTED]

[REDACTED] Please let me know if you have questions or would like to discuss further .

Thank you,

Craig Melodia
USEPA Region 5
Office of Regional Counsel
(312) 353-8870

05-FOI-00906-11WH-1096

Craig Melodia /R5/USEPA/US

07/22/2011 08:51 AM

To "Graff, Daniel A - DNR"

cc "Robinson, John H - DNR", "Graff, Daniel A - DNR"

bcc

Subject Re: Ashland - Confidential

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Dan:

[REDACTED]

Now, as for the "Terrace," why was I not invited?

Take care,

Craig

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Dan:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Craig

-----"Graff, Daniel A - DNR" <Daniel.Graff@wisconsin.gov> wrote: -----

To: "Robinson, John H - DNR" <John.Robinson@wisconsin.gov>, Craig Melodia/R5/USEPA/US@EPA
From: "Graff, Daniel A - DNR" <Daniel.Graff@wisconsin.gov>
Date: 07/21/2011 03:58PM
cc: "Graff, Daniel A - DNR" <Daniel.Graff@wisconsin.gov>
Subject: Ashland - Confidential

Attorney Work Product - Confidential

John and Craig: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

So, if I can assist with either of those issues, or any others you might think of, feel free to get in contact. Craig, in the unlikely event you need to get in touch, I can be reached during work hours at my new WisDOT phone number at 608-266-7256.

See you at the Terrace on the afternoon of August 10th, John.

Best,

DAN

05-FOI-00906-11WH-1097

Craig Melodia /R5/USEPA/US

07/26/2011 11:19 AM

To Helen Mays

cc Deloris Johnson

bcc

Subject Ashland/Northern States Power Site 05-FOI-00906-11

Hi Helen:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Thank you,

Craig

05-FOI-00906-11WH-1098

Craig Melodia /R5/USEPA/US

07/26/2011 11:39 AM

To Helen Mays

cc Deloris Johnson

bcc

Subject Re: Ashland/Northern States Power Site 05-FOI-00906-11

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Helen:

[REDACTED]

[REDACTED]

[REDACTED]

Craig

Helen Mays

Hi Craig, Glad to hear from you, yes th...

07/26/2011 11:25:40 AM

From: Helen Mays/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Deloris Johnson/R5/USEPA/US@EPA
Date: 07/26/2011 11:25 AM
Subject: Re: Ashland/Northern States Power Site 05-FOI-00906-11

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Glad to hear from you.

[REDACTED]

[REDACTED]

Craig Melodia

Hi Helen: The extension on this FOIA e...

07/26/2011 11:19:48 AM

From: Craig Melodia/R5/USEPA/US
To: Helen Mays/R5/USEPA/US@EPA
Cc: Deloris Johnson/R5/USEPA/US@EPA
Date: 07/26/2011 11:19 AM
Subject: Ashland/Northern States Power Site 05-FOI-00906-11

Hi Helen:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Thank you,

Craig

05-FOI-00906-11WH-1099

Ann Coyle/R5/USEPA/US

07/26/2011 03:57 PM

To Craig Melodia

cc

bcc

Subject Re: Fw: FOIA for Ashland Lakefront Superfund Site

The letter looks good. I'm working from home tomorrow and will be in the office on Thursday and Friday .

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia

Hi Ann: Attached is a draft of the partia...

07/26/2011 03:46:10 PM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Cc: Helen Mays/R5/USEPA/US@EPA, Deloris Johnson/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA
Date: 07/26/2011 03:46 PM
Subject: Fw: FOIA for Ashland Lakefront Superfund Site

Hi Ann:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

As always, thanks for your help.

Craig

[attachment "Ashland Northern States Power Lakefront NPL FOIA 906 11 7 26 11 draft 2 CM.docx" deleted by Ann Coyle/R5/USEPA/US]

----- Forwarded by Craig Melodia/R5/USEPA/US on 07/26/2011 02:46 PM -----

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/07/2011 04:23 PM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Ann: Thanks again. That's very helpful.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

I appreciate your time and the guidance.

Craig

Ann Coyle

Hi Craig, Thanks for spending some ti...

06/07/2011 03:51:10 PM

From: Ann Coyle/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 06/07/2011 03:51 PM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia

Ann: I reviewed the DOJ guidance and...

06/07/2011 02:36:55 PM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/07/2011 02:36 PM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Ann:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks again for your help as I work through all of these issues ,

Craig

Ann Coyle

Hi Craig, As a preliminary matter, do yo...

06/06/2011 11:31:35 AM

From: Ann Coyle/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 06/06/2011 11:31 AM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

--Ann

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia

Ann: With apologies, please see attac...

06/06/2011 09:09:33 AM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/06/2011 09:09 AM
Subject: Fw: FOIA for Ashland Lakefront Superfund Site

Ann: [REDACTED] Exemption 5 - Attorney Client Privilege
[REDACTED] Exemption 5 - Deliberative Process Privilege [REDACTED] Any guidance you
can provide would be much appreciated. If it makes sense to meet please let me know.

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 06/06/2011 09:02 AM -----

From: Craig Melodia/R5/USEPA/US
To: Joanna Glowacki/R5/USEPA/US@EPA
Date: 06/01/2011 10:21 AM
Subject: FOIA for Ashland Lakefront Superfund Site

Hi Joanna: [REDACTED] Exemption 5 - Attorney Client Privilege
[REDACTED] Exemption 5 - Deliberative Process Privilege [REDACTED]

[REDACTED]


[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



Thanks very much for any guidance you can provide.

Craig

05-FOI-00906-11WH-1100

Craig Melodia /R5/USEPA/US

07/26/2011 04:26 PM

To Helen Mays

cc Deloris Johnson

bcc

Subject Fw: FOIA for Ashland Lakefront Superfund Site

Helen: Please put the letter into signoff with the fee sheet and documents that are being released with the index for each document included as Enclosure A to the letter .

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 07/26/2011 04:25 PM -----

From: Ann Coyle/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 07/26/2011 03:57 PM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

The letter looks good. I'm working from home tomorrow and will be in the office on Thursday and Friday .

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia

Hi Ann: Attached is a draft of the partia...

07/26/2011 03:46:10 PM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Cc: Helen Mays/R5/USEPA/US@EPA, Deloris Johnson/R5/USEPA/US@EPA, Scott Hansen/R5/USEPA/US@EPA
Date: 07/26/2011 03:46 PM
Subject: Fw: FOIA for Ashland Lakefront Superfund Site

Hi Ann:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

As always, thanks for your help.

Craig

[attachment "Ashland Northern States Power Lakefront NPL FOIA 906 11 7 26 11 draft 2 CM.docx"
deleted by Ann Coyle/R5/USEPA/US]

----- Forwarded by Craig Melodia/R5/USEPA/US on 07/26/2011 02:46 PM -----

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/07/2011 04:23 PM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Ann: Thanks again. That's very helpful.

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

I appreciate your time and the guidance.

Craig

Ann Coyle Hi Craig, Thanks for spending some ti... 06/07/2011 03:51:10 PM

From: Ann Coyle/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 06/07/2011 03:51 PM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia Ann: I reviewed the DOJ guidance and... 06/07/2011 02:36:55 PM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/07/2011 02:36 PM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Ann:

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks again for your help as I work through all of these issues ,

Craig

Ann Coyle

Hi Craig, As a preliminary matter, do yo...

06/06/2011 11:31:35 AM

From: Ann Coyle/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Date: 06/06/2011 11:31 AM
Subject: Re: Fw: FOIA for Ashland Lakefront Superfund Site

Hi Craig,

Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

--Ann

Ann L. Coyle
Associate Regional Counsel
(312) 886-2248
(312) 692-2117 (fax)

Craig Melodia

Ann: With apologies, please see attac...

06/06/2011 09:09:33 AM

From: Craig Melodia/R5/USEPA/US
To: Ann Coyle/R5/USEPA/US@EPA
Date: 06/06/2011 09:09 AM
Subject: Fw: FOIA for Ashland Lakefront Superfund Site

Ann: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege [REDACTED]

Thanks,

Craig

----- Forwarded by Craig Melodia/R5/USEPA/US on 06/06/2011 09:02 AM -----

From: Craig Melodia/R5/USEPA/US
To: Joanna Glowacki/R5/USEPA/US@EPA
Date: 06/01/2011 10:21 AM
Subject: FOIA for Ashland Lakefront Superfund Site

Hi Joanna: Exemption 5 - Attorney Client Privilege
Exemption 5 - Deliberative Process Privilege [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thanks very much for any guidance you can provide.

Craig

05-FOI-00906-11WH-1101

Craig Melodia /R5/USEPA/US

07/28/2011 10:11 AM

To Helen Mays

cc Deloris Johnson

bcc

Subject Re: Here is the Final Letter Ashland Northern States Power
lakefront 906-11

Here's the final letter with some minor changes on page 2. I've signed and forwarded to Ann.

Craig



Ashland Northern States Power Lakefront NPL FOIA 906 11 7 28 11 final 3 CM.docx

Helen Mays

Helen Mays, FOIA Specialist Superfun...

07/28/2011 09:58:13 AM

From: Helen Mays/R5/USEPA/US
To: Craig Melodia/R5/USEPA/US@EPA
Cc: Deloris Johnson/R5/USEPA/US@EPA
Date: 07/28/2011 09:58 AM
Subject: Here is the Final Letter Ashland Northern States Power lakefront 906-11

[attachment "Ashland Northern States Power Lakefront NPL FOIA 906 11 7 28 11 final 3 CM.docx" deleted
by Craig Melodia/R5/USEPA/US]

Helen Mays, FOIA Specialist
Superfund Division
Enforcement and Compliance
Assurance Branch
Enforcement Services Section #3
U.S. EPA, Region 5
(312) 886-6229
Fax # (312) 692-2918

05-FOI-00906-11WH-1102

Jon Peterson

To

cc

bcc

Subject UPLOAD C:\ashland\AOC SOW #1 USEPA (blacklined)
(B0211994).DOC



- AOC SOW #1 USEPA (blacklined) (B0211994).DOC

05-FOI-00906-11WH-1103

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\agenda-mtg.DOC



- agenda-mtg.DOC

05-FOI-00906-11WH-1104

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\ashlan~1.wpd



- ashlan~1.wpd

05-FOI-00906-11WH-1105

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Ashland fact sheet
editedv.10-24-08.doc



- Ashland fact sheet editedv.10-24-08.doc

05-FOI-00906-11WH-1106

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\ashland-EPAadditionalresponsetoFSschedule-103006.
doc



- ashland-EPAadditionalresponsetoFSschedule-103006.doc

05-FOI-00906-11WH-1107

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\ashland-final Proposed
Plan-5-28-09.doc



- ashland-final Proposed Plan-5-28-09.doc

05-FOI-00906-11WH-1108

Craig Melodia

To

cc

bcc

Subject UPLOADED C:\Documents and Settings\cmelodia\My Documents\Ashland FOIA\ashland-final Proposed Plan-52709-clean.doc



- ashland-final Proposed Plan-52709-clean.doc

05-FOI-00906-11WH-1109

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\City-BFP-Ltr-1-05.wpd



- City-BFP-Ltr-1-05.wpd

05-FOI-00906-11WH-1110

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\danielnorrisresponseletterdraftfinal03092005.doc



- danielnorrisresponseletterdraftfinal03092005.doc

05-FOI-00906-11WH-1111

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\DOJ Docket Case
Sheet-April-11.docx



- DOJ Docket Case Sheet-April-11.docx

05-FOI-00906-11WH-1112

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Draft Framework
Document-Comments.doc



- Draft Framework Document-Comments.doc

05-FOI-00906-11WH-1113

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Fact Sheet RI 9-20-07.doc



- Fact Sheet RI 9-20-07.doc

05-FOI-00906-11WH-1114

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\foia-confidential-list.wpd



- foia-confidential-list.wpd

05-FOI-00906-11WH-1115

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\foia-ltr.wpd



- foia-ltr.wpd

05-FOI-00906-11WH-1116

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\History Fact Sheet 1 06 05
BCB.doc



- History Fact Sheet 1 06 05 BCB.doc

05-FOI-00906-11WH-1117

Craig Melodia

To

cc

bcc

Subject UPLOADED C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\History Fact Sheet 1 18 05
CM.doc



- History Fact Sheet 1 18 05 CM.doc

05-FOI-00906-11WH-1118

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\hotissue02012005.wpd



- hotissue02012005.wpd

05-FOI-00906-11WH-1119

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Remedy Review Bd Draft support
Letter (2).doc



- Remedy Review Bd Draft support Letter (2).doc

05-FOI-00906-11WH-1120

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\ROD-CM-Comments.docx



- ROD-CM-Comments.docx

05-FOI-00906-11WH-1121

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\SMOA-1-23.wpd



- SMOA-1-23.wpd

05-FOI-00906-11WH-1122

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Tribal-Memo.wpd



- Tribal-Memo.wpd

05-FOI-00906-11WH-1123

Sharon Jaffess

To

cc

bcc

Subject UPLOAD
C:\EPAPWork\AshlandFOIA\AshlandNSPLakefront\confidential list.doc



- confidential list.doc

05-FOI-00906-11WH-1124

Sharon Jaffess

To

cc

bcc

Subject UPLOAD
C:\EPAPWork\AshlandFOIA\AshlandNSPLakefront\draft-RIFS
-AOC-11-05-FINAL.wpd



- draft-RIFS-AOC-11-05-FINAL.wpd

05-FOI-00906-11WH-1125

Gary Steinbauer

To

cc

bcc

Subject UPLOAD C:\EPAWork\Documents\Ashland Search
Results\Ashland\Ashland PRN.doc



- Ashland PRN.doc

05-FOI-00906-11WH-1126

Gary Steinbauer

To

cc

bcc

Subject UPLOAD C:\EPAWork\Documents\Ashland Search
Results\Ashland\Draft RDRA CD Ashland.doc



- Draft RDRA CD Ashland.doc

05-FOI-00906-11WH-1127

Gary Steinbauer

To

cc

bcc

Subject UPLOAD C:\EPAWork\Documents\Ashland Search
Results\Ashland\Region 5 negotiation Plan template 1
(revised).doc



- Region 5 negotiation Plan template 1 (revised).doc

05-FOI-00906-11WH-1128

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\Xcel-08-Final.wpd



- Xcel-08-Final.wpd

05-FOI-00906-11WH-1129

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\104s\ASHLANDFOLLOWUPLTRASHLANDCITYHALL-
March-09.doc



- ASHLANDFOLLOWUPLTRASHLANDCITYHALL-March-09.doc

05-FOI-00906-11WH-1130

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\Canadian
National-08-Draft.wpd



- Canadian National-08-Draft.wpd

05-FOI-00906-11WH-1131

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\Canadian
Pacific-08-Draft.wpd



- Canadian Pacific-08-Draft.wpd

05-FOI-00906-11WH-1132

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\City-08.wpd



- City-08.wpd

05-FOI-00906-11WH-1133

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\City-08-Draft.wpd



- City-08-Draft.wpd

05-FOI-00906-11WH-1134

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\City-08-Final.wpd



- City-08-Final.wpd

05-FOI-00906-11WH-1135

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\County-10-Final.wpd



- County-10-Final.wpd

05-FOI-00906-11WH-1136

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\Muni-Example-Attachments
02 06 08 DRAFT.doc



- Muni-Example-Attachments 02 06 08 DRAFT.doc

05-FOI-00906-11WH-1137

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\Muni-Example-Ltr02 06 08
DRAFT.doc



- Muni-Example-Ltr02 06 08 DRAFT.doc

05-FOI-00906-11WH-1138

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\Muni-Example-Reqs.doc



- Muni-Example-Reqs.doc

05-FOI-00906-11WH-1139

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\104s\Xcel-08-Draft.wpd



- Xcel-08-Draft.wpd

05-FOI-00906-11WH-1140

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of 104s\Xcel-08-Final.wpd



- Xcel-08-Final.wpd

05-FOI-00906-11WH-1141

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of
104s\ASHLANDFOLLOWUPLTRASHLANDCITYHALL-Marc
h-09.doc



- ASHLANDFOLLOWUPLTRASHLANDCITYHALL-March-09.doc

05-FOI-00906-11WH-1142

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of 104s\Canadian
National-08-Draft.wpd



- Canadian National-08-Draft.wpd

05-FOI-00906-11WH-1143

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of 104s\Canadian
Pacific-08-Draft.wpd



- Canadian Pacific-08-Draft.wpd

05-FOI-00906-11WH-1144

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of 104s\City-08.wpd



- City-08.wpd

05-FOI-00906-11WH-1145

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of 104s\City-08-Draft.wpd



- City-08-Draft.wpd

05-FOI-00906-11WH-1146

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of
104s\County-10-Final.wpd



- County-10-Final.wpd

05-FOI-00906-11WH-1147

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of
104s\Muni-Example-Attachments 02 06 08 DRAFT.doc



- Muni-Example-Attachments 02 06 08 DRAFT.doc

05-FOI-00906-11WH-1148

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of 104s\Muni-Example-Ltr02
06 08 DRAFT.doc



- Muni-Example-Ltr02 06 08 DRAFT.doc

05-FOI-00906-11WH-1149

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of
104s\Muni-Example-Reqs.doc



- Muni-Example-Reqs.doc

05-FOI-00906-11WH-1150

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\Copy of 104s\Xcel-08-Draft.wpd



- Xcel-08-Draft.wpd

05-FOI-00906-11WH-1151

Craig Melodia

To

cc

bcc

Subject UPLOADED C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\FOIA\Ltr-To-GregFontaine-6-13-11.docx



- Ltr-To-GregFontaine-6-13-11.docx

05-FOI-00906-11WH-1152

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\FOIA\Ashland Northern States
Power Lakefront NPL FOIA 906 11 7 26 11 draft 2 CM.docx



- Ashland Northern States Power Lakefront NPL FOIA 906 11 7 26 11 draft 2 CM.docx

05-FOI-00906-11WH-1153

Craig Melodia

To

cc

bcc

Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\FOIA\Ashland Northern States
Power Lakefront NPL FOIA 906 11 7 28 11 final 3 CM.docx



- Ashland Northern States Power Lakefront NPL FOIA 906 11 7 28 11 final 3 CM.docx

05-FOI-00906-11WH-1154

Craig Melodia

To

cc

bcc

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Documents\Ashland FOIA\FOIA\Ashland Northern States
Power Lakefront NPL FOIA Interim Response#2 7 28
11.docx



- Ashland Northern States Power Lakefront NPL FOIA Interim Response#2 7 28 11.docx

05-FOI-00906-11WH-1155

Craig Melodia

To

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Documents\Ashland FOIA\FOIA\Final Response July 29
2011.docx



- Final Response July 29 2011.docx

05-FOI-00906-11WH-1156

Craig Melodia

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\Xcel-Proposed-Perf-Plan\EPA-Ltr-AO
C-SOW-PSVP-6-27-11.docx



- EPA-Ltr-AOC-SOW-PSVP-6-27-11.docx

05-FOI-00906-11WH-1157

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\Xcel-Proposed-Perf-Plan\EPA-Ltr-AO
C-SOW-PSVP-6-28-11.docx



- EPA-Ltr-AOC-SOW-PSVP-6-28-11.docx

05-FOI-00906-11WH-1158

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\Xcel-Proposed-Perf-Plan\EPA-Ltr-AO
C-SOW-PSVP-7-7-11.docx



- EPA-Ltr-AOC-SOW-PSVP-7-7-11.docx

05-FOI-00906-11WH-1159

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\RDRA\AOC-Pilot\Copy of Copy of
Copy of ashland-
EPArevisedSOWforRDpilot-Redline-062111.docx



- Copy of Copy of Copy of ashland- EPArevisedSOWforRDpilot-Redline-062111.docx

05-FOI-00906-11WH-1160

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\RDRA\AOC-Pilot\Ashland
AOCWDNR Redline5-24-11.docx



- Ashland AOCWDNR Redline5-24-11.docx

05-FOI-00906-11WH-1161

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\RDRA\AOC-Pilot\Ashland-
EPA-Draft-Pilot-SOW-7-7-11.docx



- Ashland- EPA-Draft-Pilot-SOW-7-7-11.docx

05-FOI-00906-11WH-1162

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\RDRA\AOC-Pilot\ashland-
EPArevisedSOWforRDpilot-Redline-062111.docx



- ashland- EPArevisedSOWforRDpilot-Redline-062111.docx

05-FOI-00906-11WH-1163

Craig Melodia

To

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Subject UPLOADED C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ashland-draftRDSOW-30311.docx



- ashland-draftRDSOW-30311.docx

05-FOI-00906-11WH-1164

Craig Melodia

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Subject UPLOADED C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ashland-draftRDSOW-31511.docx



- ashland-draftRDSOW-31511.docx

05-FOI-00906-11WH-1165

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-Draft-Pilot-AOC-3-22
-11.docx



- ASHLAND-EPA-Draft-Pilot-AOC-3-22-11.docx

05-FOI-00906-11WH-1166

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-Draft-Pilot-AOC-6-6-
11.docx



- ASHLAND-EPA-Draft-Pilot-AOC-6-6-11.docx

05-FOI-00906-11WH-1167

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-Draft-Pilot-AOC-6-8-
11.docx



- ASHLAND-EPA-Draft-Pilot-AOC-6-8-11.docx

05-FOI-00906-11WH-1168

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-Draft-Pilot-AOC-6-21
-11.docx



- ASHLAND-EPA-Draft-Pilot-AOC-6-21-11.docx

05-FOI-00906-11WH-1169

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-Draft-Pilot-AOC-6-23
-11.docx



- ASHLAND-EPA-Draft-Pilot-AOC-6-23-11.docx

05-FOI-00906-11WH-1170

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-DRAFT-PILOT-AOC
-6-24-11.docx



- ASHLAND-EPA-DRAFT-PILOT-AOC-6-24-11.docx

05-FOI-00906-11WH-1171

Craig Melodia

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-Draft-Pilot-AOC-6-27
-11.docx



- ASHLAND-EPA-Draft-Pilot-AOC-6-27-11.docx

05-FOI-00906-11WH-1172

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-Draft-Pilot-AOC-7-7-
11.docx



- ASHLAND-EPA-Draft-Pilot-AOC-7-7-11.docx

05-FOI-00906-11WH-1173

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-Draft-Pilot-AOC-7-8-
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- ASHLAND-EPA-Draft-Pilot-AOC-7-8-11.docx

05-FOI-00906-11WH-1174

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\ASHLAND-EPA-Draft-Pilot-SOW-3-2
2-11.docx



- ASHLAND-EPA-Draft-Pilot-SOW-3-22-11.docx

05-FOI-00906-11WH-1175

Craig Melodia

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\Ashland-Pilot-SOW-3-21-11.docx



- Ashland-Pilot-SOW-3-21-11.docx

05-FOI-00906-11WH-1176

Craig Melodia

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\RDRA\AOC-Pilot\Draft
AOC-2-17-11.docx



- Draft AOC-2-17-11.docx

05-FOI-00906-11WH-1177

Craig Melodia

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Draft
AOC-2-22-11.docx



- Draft AOC-2-22-11.docx

05-FOI-00906-11WH-1178

Craig Melodia

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Draft
AOC-2-23-11.docx



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Craig Melodia

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Draft
AOC-3-8-11.docx



- Draft AOC-3-8-11.docx

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Craig Melodia

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Draft
AOC-3-9-11.docx



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Craig Melodia

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Draft
AOC-3-10-11.docx



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Documents\Ashland FOIA\RDRA\AOC-Pilot\Draft
AOC-3-11-11.docx



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05-FOI-00906-11WH-1183

Craig Melodia

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Documents\Ashland
FOIA\RDRA\AOC-Pilot\Draft-AOC-3-15-11.docx



- Draft-AOC-3-15-11.docx

05-FOI-00906-11WH-1184

Craig Melodia

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Documents\Ashland
FOIA\RDRA\AOC-Pilot\Draft-AOC-3-15-11-TB-Comments.do
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- Draft-AOC-3-15-11-TB-Comments.docx

05-FOI-00906-11WH-1185

Craig Melodia

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Documents\Ashland
FOIA\RDRA\AOC-Pilot\EPA-Cover-Ltr-PilotTest-3-22-11.doc
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- EPA-Cover-Ltr-PilotTest-3-22-11.docx

05-FOI-00906-11WH-1186

Craig Melodia

To

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Documents\Ashland
FOIA\RDRA\AOC-Pilot\EPA-Ltr-AOC-SOW-PSVP-6-27-11.d
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- EPA-Ltr-AOC-SOW-PSVP-6-27-11.docx

05-FOI-00906-11WH-1187

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland
FOIA\RDRA\AOC-Pilot\EPA-Ltr-May17th.docx



- EPA-Ltr-May17th.docx

05-FOI-00906-11WH-1188

Craig Melodia

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Documents\Ashland
FOIA\RDRA\AOC-Pilot\EPA-Ltr-May18th.docx



- EPA-Ltr-May18th.docx

05-FOI-00906-11WH-1189

Craig Melodia

To

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Copv of Ashland
AOCWDNR Redline5-24-11.docx



- Copy of Ashland AOCWDNR Redline5-24-11.docx

05-FOI-00906-11WH-1190

Craig Melodia

To

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Copy of
Ashland- EPA-Draft-Pilot-SOW-7-7-11.docx



- Copy of Ashland- EPA-Draft-Pilot-SOW-7-7-11.docx

05-FOI-00906-11WH-1191

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\RDRA\AOC-Pilot\Copy of
ashland- EPArevisedSOWforRDpilot-Redline-062111.docx



- Copy of ashland- EPArevisedSOWforRDpilot-Redline-062111.docx

05-FOI-00906-11WH-1192

Craig Melodia

To

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
Documents\Ashland FOIA\RDRA\AOC-Pilot\Copy of
ashland-draftRDSOW-30311.docx



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Craig Melodia

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Copy of
ashland-draftRDSOW-31511.docx



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Craig Melodia

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Copy of
ASHLAND-EPA-Draft-Pilot-AOC-3-22-11.docx



- Copy of ASHLAND-EPA-Draft-Pilot-AOC-3-22-11.docx

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Craig Melodia

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Copy of
ASHLAND-EPA-Draft-Pilot-AOC-6-21-11.docx



- Copy of ASHLAND-EPA-Draft-Pilot-AOC-6-21-11.docx

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Craig Melodia

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Documents\Ashland FOIA\RDRA\AOC-Pilot\Copy of
ASHLAND-EPA-Draft-Pilot-AOC-6-23-11.docx



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05-FOI-00906-11WH-1197

Craig Melodia

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ASHLAND-EPA-DRAFT-PILOT-AOC-6-24-11.docx



- Copy of ASHLAND-EPA-DRAFT-PILOT-AOC-6-24-11.docx

05-FOI-00906-11WH-1198

Craig Melodia

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- Copy of ASHLAND-EPA-Draft-Pilot-AOC-6-27-11.docx

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Craig Melodia

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- Copy of ASHLAND-EPA-Draft-Pilot-AOC-6-6-11.docx

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Craig Melodia

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Subject UPLOAD C:\Documents and Settings\cmelodia\My
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- Copy of ASHLAND-EPA-Draft-Pilot-AOC-6-8-11.docx